

**ORDER ON APPLICATION U/O 5 RULE 20 OF CPC FILED  
BY THE PLAINTIFF**

The advocate for plaintiff filed IA u/O V Rule 20 seeking to take paper publication against defendant No.1 and 2 in “Udayavani” News Paper. As summons in ordinary course is not getting served against them.

2. Heard the counsel and perused the materials on record.

3. Following points arise for consideration of this court:

1. Whether the plaintiff has made out grounds to allow the IA u/O V Rule 20 of

C.P.C.?

2. What Order?

4. The finding of this court to the above framed points are as follows:

1. Point No.1: In the Affirmative

2. Point No.2: As per the final order  
for the following

**REASONS**

5. **Point No.1:** It is well established rule that the substituted service cannot be issued in the cavalier manner and only should be opted as a last resort. Here the court has to see whether the summons in the ordinary course could not be served on defendant No.1 and 2 as they are intentionally avoiding the service of the summons.

6. After perusal of the material available on record it appears that the steps taken by the plaintiff to send the summons to the defendant No.1 and 2 is not leading any fruits. As the summons on the

defendant No.1 and 2 is not getting served. Accordingly this court proceed to answer **point No.1 in the Affirmative.**

**7. Point No.2:** As per the reasons mentioned above this court proceeds to pass the following:

**ORDER**

IA filed by the plaintiff under Order 5 Rule 20 of CPC is allowed as prayed for.

Thereby issue notice to defendant No.1 and 2 by way of paper publication.

Plaintiff is directed to publish the daily state wide news paper on or before 08.08.2024

Call on for appearance of defendant No.1 and 2 by 10.09.2024.

Further office is directed to issue paper draft after verifying.

Call on 10.09.2024.

Sd-  
**II Addl., Civil Judge & JMFC.,  
Doddaballapura.**