

Advocate for plaintiff filed I.A. No.20 under Order 9 Rule 5 of C.P.C. to set aside the order dated:28.09.2021 dismissing the suit against defendant No.11(a) and 11(b) as steps not taken. In the affidavit it is stated that plaintiff could not trace out the address of the defendant No.11(a) and 11(b) and now they are intending to take proper steps against them by way of paper publication. To meet the ends of justice the said reason is accepted and said application is allowed, the order dated:28.09.2021 is recalled.

Advocate for plaintiff filed I.A. No.21 under Order 5 Rule 20 of C.P.C. taking substituted service against defendant No.11(a) and 11(b). The summons issued to them by RPAD returned with endorsement as not known. So, it appears that they have avoided the summons. Hence, I.A. No.21 is allowed. Issue summons to defendant No.11(a) and 11(b) by publishing the same in 'Vijayavani' daily newspaper which is widely circulated newspaper in this area.

Advocate for plaintiff also filed I.A. No.22 under Order 22 Rule 4 of C.P.C. to bring Lrs. of defendant No.20 on record, I.A. No.23 under Order 22 Rule 9 of C.P.C. to set aside the abatement and I.A. No.25 under Sec.5 of Limitation Act to condone

the delay. Issue notice on these I.A.s to proposed legal representatives of defendant No.20(a) to 20(d). Call on 29.10.2022.

Prl. Sr. Civil Judge & JMFC,
Hubballi.