

ORDERS ON IA No.VIII

This is an application filed U/O 5 Rule 20 R/W 151 of CPC seeking issuance of notice on IA No. 9 to the proposed defendant No.9 to 11.

The plaintiff herein have filed application U/O 6 Rule 17 of CPC and U/O 1 Rule 10 of CPC seeking order to implead the proposed defendant No.9 to 11 in the present matter. The notice on said IA have been issued to the proposed defendant No.9 to 11 reported as unserved. Therefore the plaintiff intending to take substitute service by publishing draft notice in the news paper. It is stated that the proposed defendant No.9 to 11 have initiated Criminal Misc. Petition before JMFC, Gangavati wherein the proposed defendant No. 9 to 11 have shown their residence within the jurisdiction of Koppal District. Therefore in order to secure the said defendant No. 9 to 11 it is just and necessary to issue notice on IA by way of publishing draft notice.

Heard Advocate for plaintiff.

Perused the materials.

It appears that the plaintiffs are intending to implead the proposed defendant No.9 to 11 in the matter by filing application before this court. It also appears that the proposed defendant No.9 to 11 are resident of

Koppal District as per plaintiff version. It is the contention of plaintiff that the proposed defendant No.9 to 11 are avoiding to appear before this court. Upon perusal of the documents produced by the plaintiff it appears that before JMFC, Gangavati the proposed defendant No. 9 to 11 have disclosed their residential address as Siddapur Tq. Karatagi, Dist. Koppal. Therefore the certified copies of proceedings initiated before JMFC, Gangavati making it clear that they are the residence of said address. Therefore having regard to the application of the plaintiff in order to secure the proposed defendant No. 9 to 11 and to proceed further in the matter. I proceed to pass the following,

ORDER

Issue notice on IA No. 8 and 9 to the proposed defendant No. 9 to 11 by way of publishing draft notice in the news paper Kannada Prabha having Koppal addition on or before 02-05-2025 and for appearance of proposed defendant No.9 to 11.

Call on 06-06-2025

**Sr. CJ and JMFC, Shiggaon.
Sitting at Savanur.**