

9.11.2023

Order on IA U/O 5 Rule 20(1A) of CPC

The plaintiff has filed this application U/O 5 Rule 20(1-A) of CPC and sought to issue suit summons to defendants 5, 9, 14, 18, 19 and 23 by way of substitute service i.e., News paper publication.

2. The counsel for the plaintiff has filed memo of facts in support of IA and stated that the above defendants are avoiding summons of this court. Hence prays to allow the IA.

3. Perused the records. Heard arguments.

4. On perusal of the order sheet it is found that the above defendants are evading the service of suit summons. Therefore it is just and necessary to allow the IA. Hence the following:

ORDER

The application filed by the plaintiff U/O 5 Rule 20(1-A) of CPC is hereby allowed.

Office to issue suit summons through substitute service i.e., to issue paper draft to publish suit summons to defendants 5, 9, 14, 18, 19 and 23.

The plaintiff shall submit draft citation before the CMO.

The C.M.O. shall verify and approve the draft and handover the same to the counsel for the plaintiff.

The plaintiff shall publish the draft Citation in the Kannada Daily News Paper Samyukta Karnataka on or before 20.11.2023.

For await report 21.12.2023.

Senior Civil Judge & JMFC, Sedam.