

7.8.2023

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

The plaintiff has filed this application U/O 5 Rule 20(1) of CPC and sought to suit summons to defendants 3 and 6 by way of substitute service i.e., News paper publication.

2. The plaintiff has sworn to an affidavit in support of IA and stated that the above defendants are intentionally avoiding service of suit summons. 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) of CPC is hereby allowed.

Office to suit summons through substitute service i.e., to issue paper draft to publish suit summons to defendants 3 and 6 in the Kannada Daily news Paper Samyukta Karnataka.

The plaintiff shall submit draft citations before the C.M.O. on or before 15.8.2023 and 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 Citations in the Kannada Daily News Paper Samyukta Karnataka on or before 24.8.2023.

For await report 25.9.2023.

Senior Civil Judge & JMFC, Sedam.