

21.9.2023

Order on IA No.8 U/O 5 Rule 20(2) of CPC

The plaintiff has filed this application U/O 5 Rule 20(2) of CPC and sought to issue IA notice to proposed defendants 10 and 12 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 proposed defendants are intentionally avoiding service of IA notice. Hence prays to allow the IA.

3. Perused the records. Heard arguments.

4. On perusal of the order sheet it is found that the proposed defendants 10 and 12 are evading the service of IA notice. 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(2) of CPC is hereby allowed.

Office to issue IA notice through substitute service i.e., to issue paper draft to publish IA notice to proposed defendants 10 and 12.

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 30.9.2023.

For await report 3.11.2023.

Senior Civil Judge & JMFC, Sedam.