

ORDER ON IA.NO.4

The counsel for the plaintiff has filed IA.No.4 u/O 5 rule 20(1-A) r/w Sec.151 of CPC praying to issue summons to defendant No.2 by an advertisement in any state news paper.

In the affidavit accompanying the application the applicant has stated that the plaintiff has filed this suit seeking the relief of permanent injunction. It is stated that the plaintiff has put their best efforts to effect service of summons to defendant No.2 by way of regular court summons and also through RPAD. Despite the said efforts the summons to defendant No.2 could not be served. Hence, the plaintiff is intending to take substituted service of summons by way of paper publication in any state News Paper. Therefore, the plaintiff prays to allow the application.

Heard the counsel and perused the material. As per the order sheet, the summons issued to defendant No.2 was returned to the court unserved. The plaintiff has put efforts to serve the summons to the defendant No.2 by RPAD earlier. It appears that the defendant No.2 is evading service of notice. The reasons given in the affidavit and the efforts made by the plaintiff make it clear that the defendant No.2 is evading service of summons. In the facts and circumstance, I deem it proper to issue summons by advertisement in any state News paper as sought by the plaintiff. Hence I pass following,

ORDER

The IA.No.4 filed u/O 5 rule 20(1-A) r/w Sec.151 of CPC is hereby allowed, issue summons to defendant No.2 by advertisement of summons any state news paper, which is circulated in the locality in which the defendant No.2 is known to be residing, which has to be published on or before 17.08.2026 and the same shall be reported by 17.09.2026.

**I Addl Civil Judge & JMFC,
Bangarpet.**