

5
CS DJ 476/21
EVEREST KANTO CYLINDER LTD
Vs.
M/S A J AUTO ENGINEERS

10.01.2023

At 03:50 PM

Present : Sh. Deepak Sharma, Id counsel for plaintiff.

Summons issued to defendants received back unserved with report intimation delivered defendant no found at the address of Paschim Vihar and at the address of Mangol Puri it is reported premised left.

It is submitted by the counsel for the plaintiff that in the court of North District the defendant was served at the same address and thereafter written statement was filed in the suit in pursuant to the grant of leave to defend the suit. It is submitted that the defendant is deliberately avoiding the service and the Id counsel prayed for service of defendant in substitute way.

The file from the court of Ld. ADJ-03 North Rohini by which the pliant was returned under Order 7 Rule 10 CPC has been received. The same is perused.

Considering the facts of the case and submissions made by the counsel for plaintiff I found that the defendant cannot be served with the submissions in ordinary way. As such let summons be issued for the defendant to be served by way of affixation at both the addresses of the defendant.

Summons be issued on filing of PF for **28.03.2023**. PF be filed within a week from today.

(SUNIL CHAUDHARY)
ADJ-04, North West,
Rohini Courts, Delhi
10.01.2023