

MHLA010030432025



ORDER BELOW EXH.1 IN R.C.A. No.106/2025
Suganchand & Ors. Vs. Vishwasrao & Ors.

Perused the application and supportive affidavit. Also perused the previous report of the bailiff with respect to the notice issued to respondent No.1. It is seen that the concerned Bailiff Shri.Kamble has returned the notices unserved on the count that the family members of respondent No.1 have stated that the respondent No.1 had been to Pune. The report never shows what efforts have been taken by the concerned bailiff to serve the notice under Order V Rule 17 of the Code of Civil Procedure. In fact, it is seen that the respondent No.1 in collusion with the bailiff Shri.Kamble has managed to return the notices unserved and thereby avoided the service. In such situation, I find it fit to issue the notice for service under Order V Rule 20 of the Code of Civil Procedure. At the same time, it is necessary to issue show cause notice to bailiff Shri.Kamble for avoiding service of notice upon respondent No.1. Accordingly, I pass the following order-

ORDER

1. Issue notice to respondent No.1 to be served under Order V Rule 20 of the Code of Civil Procedure.

2. Issue show cause notice to bailiff Shri.Kamble to state the reason as to why he has not taken efforts to serve notice under Order V Rule 17 of the Code of Civil Procedure.

Date-05/05/2026

(P. P. Kestikar)
Adhoc District Judge-2,
Latur.