

Order below Exh.32
Spl. Civil Suit No.39/2023
(Old Spl. Civil Suit No.19/2018)

Shri. Tukaram Chandru Gogavale

Vs.

Shri. Vithoba Chandru Gogavale & Ors.

Notice of Exh.32 was sent to proposed defendant No.9 namely Habib Gulam Mohammad. through R.P.A.D. However, postal envelop (Exh.63) containing notice returned as “unclaimed”. It is well settled that notice sent by registered post and returned unclaimed is very much treated as “valid and proper” service. Accordingly, it is treated that the notice was duly served to proposed defendant No.9. Despite knowledge, proposed defendant No.9 failed to appear and answer the application. **Thus, application (Exh.32) is hereby proceeded ex-parte against proposed defendant No.9.**

Sd/-

Mahad
Date : 23/10/2023

(P. M. Unhale)
Civil Judge S.D. Mahad