

IN THE COURT OF CIVIL JUDGE SENIOR DIVISION, KARAD
ORDER BELOW EXH.7
IN
H.M.P No.395/2025

Shri. Amar Digambar Badgule	...Applicant.
<i>Versus</i>	
Sou. Rekha Amar Badgule	...Respondent.

Advocate Shri. S. S. Bansode for the applicant.

Coram : S. B. Todkar,
C.J.S.D. Karad.
Date : 04/11/2025

ORAL ORDER :

This is an application filed by the applicant for permission to serve the notice upon the respondent by substituted service i.e. by way of publication in newspaper.

2. Perused the application. Heard Ld. Advocate for the applicant.

3. I have gone through the record. It appears from record that the applicant has filed present petition against the respondent for divorce under Section 13 (1)(ia)(ib) of Hindu Marriage Act, 1955 on the grounds of desertion and cruelty as specifically mentioned in the petition. As per contents of the present application, the applicant tried to serve the notice to the respondent at her given address as per title cause of the petition but respondent remained to be served, as she is hiding her identity at the time of service of the notice. The concerned bailiffs submitted his report to that effect about non-service at Exh.6 on 06/10/2025 due to not non about the whereabouts of the Nanaso Ramesh Rathod. The applicant on oath

at Exh.8 stated that respondent purposely avoiding the service of the notice and her last known address is the address which is given in the title cause of the petition. Hence, the application.

4. I have gone through the bailiff reports dt.06/10/2025 below Exh.6. As per bailiff that report he enquired about the respondent at that time peon of Grampanchayat stated that previously Nanaso Ramesh Rathod was residing there but at present he dose not know about his whereabouts, therefore, notice is returned unserved. Therefore, notice could not be served to the respondent on the abovesaid date. Considering the bailiff report and as per contents in present application, there is a reason to believe that after using all due and reasonable diligence notice could not be served to the respondent. Therefore, present application deserves to be allowed. Hence, in the interest of justice, I proceed to pass the following order.

:: ORDER ::

1. Application below Exh.7 is allowed.
2. Permission is granted to the applicant to serve the notice upon the respondent by way of publication in daily newspapers circulated within the vicinity where respondent is allegedly residing.
3. Applicant is directed to bear the cost of publication of notice in newspaper.

Date : 04/11/2025.

[S. B. Todkar]
Civil Judge, S.D. Karad.