

Gunraj Singh VS Varinder Dhir etc.

Present: Ms. Arti Tatial Advocate for the applicant.
Respondent No.1(a-c) proceeded against ex parte vide order dated 06.04.2023.
(suit against respondents No.2 to 4 already dismissed as withdrawn in main civil suit 3747/2014 vide order dated 26.09.2022)

Today the case is fixed filing correct address of respondent No.1(d). Correct address of respondent No.1(d) not furnished till today. Ld. Counsel for applicant filed an application under Order 5 Rule 20 CPC for the service of respondent No.1(d) through substituted service by stating that the address mentioned in the head note of plaint is the last known address of the said respondent. In view of the averments contained in the application as well as affidavit, the application is allowed. Applicant is directed to deposit publication fees in daily newspaper "Aashiyana" for substituted service of respondent No.1(d) within 15 days for 07.08.2023.

Notice issued to respondents No.3 and 4 received back unserved. However, ld. counsel for applicant filed amended memo of parties and the same is taken on record. ld. counsel for applicant also placed on record copy of zimni order dated 26.09.2022 in main civil suit bearing No.3747/2014, vide which main suit qua respondents No.2 to 4 was already withdrawn. Accordingly, the service of respondents No.2 to 4 dispensed with.

Date of Order: 03.05.2023
Anchal (Stenographer-III)

Dazy Bangarh
Additional Civil Judge (Senior Division)
UID NO . PB00343