

**M.A.C.C. – 03 of 2016 (CIS-03/16)**  
**C.N.R. No. - WBBB05-000014-2016**

**46**

**19-06-2025**

Today is fixed for hearing petition dated 04-06-2025 and for filing WO by OP Reliance Ins. Co.

Petitioners file hazira.

OP Reliance Ins. Co. files hazira and WO on this date.

Copy of WO is served.

OP also files one petition for vacating of ex parte hearing order.

It appears that no order has been passed against this OP for ex parte hearing.

The instant petition be redundant one stands rejected.

Now petition dated 04-05-2025 is taken up for hearing.

Heard.

By filing this application petitioners have prayed for substitute service of summons upon OP nos. ii) B (a) Goutam Kundu, iii) e (a) Dharani Debi and ii (B) Malay Roy through paper publication.

It is stated by petitioners that several times summons were sent upon these OPs but returned unserved. These OPs are keeping out of the way for the purpose of avoiding service of summons. Under the circumstances by filing application petitioners have prayed for servicing summons upon those OPs by way of paper publication.

Heard Ld. counsel for petitioners.

Perused the petition and other materials on case record. Contesting OP Insc. Co. raised no objection against this application. It appears that number of occasions summons was issued but it remained unserved. In order to expedite the hearing of this case and being satisfied with the contention of petitioners I feel inclined to allow prayer of petitioners.

Hence, it is

**ORDERED**

that application filed by petitioners presumably under Order 5 Rule 20 A CPC on 25-04-2025 is considered and allowed on contest but without cost. Petitioners are permitted to serve notice upon OP nos. ii) B (a) Goutam Kundu, iii) e (a) Dharani Debi and ii (B) Malay Roy by way of substitute service of summons through an advertisement in a daily newspaper circulated in the locality in which the said OPs last known to have actually and voluntarily resided, carried on business or personally worked for gain.

Petitiners are directed to submit draft copy of such paper publication by the next date fixed.

Fix : **11-08-2025** - for filing draft copy of paper publication.

D/C

*Sd/-*  
*Sandip Kumar Kundu*  
*Judge*  
*M.A.C.C. Tribunal.*  
*Addl. Dist & Sessions Judge.*  
*F.T.C. Rampurhat.*

*Sd/-*  
*Sandip Kumar Kundu*  
*Judge*  
*M.A.C.C. Tribunal.*  
*Addl. Dist. & Sessions Judge.*  
*F.T.C. Rampurhat.*  
*J.O. Code – WB 00988*