

T.S No. 37 / 17

Order no. 52 dated 30.07.19

Today is fixed for hearing of injunction petition and SR of proforma defendant nos. 3a to 3d.

Defendants files haziras.

Ld. Advocate Commissioner has filed one supplementary local inspection report on this date. Let the same be kept with the record.

Defendant nos. 2 files one application under order 39 rule 4 CPC on this date.

Copy served.

Received SR of proforma defendant nos. 3a to 3d and it appears from the report of Process Server that proforma defendant nos. 3a and 3b are found absent and as such summons was not served upon them, proforma defendant no.3c has refused to receive the summon and accordingly summons was affixed on the door of the said defendant by the Process server in presence of two witnesses and proforma defendant no.3d duly received the summons by putting her signature on the back side of copy of summons form. It is the settled the principle of law that refusal to accept summons is valid service of summons. As in spite of valid service of summons proforma defendant nos. 3c and 3d did not turn up, let the suit be proceeded ex parte against them.

To 14.08.19 for hearing injunction application, hearing of petition under order 39 rule 4 CPC, WO if any, in the meantime and for taking fresh step upon proforma defendant nos. 3a and 3b by plaintiffs.

As per prayer of plaintiffs ad interim order of temporary injunction is extended till next date.

Dictated and Corrected by me

Civil Judge (Sr. Division),
Bishnupur.

Civil Judge (Sr. Division),
Bishnupur.

