

Title Appeal No.26 of 2024
C.N.R. No. WBJP01-003800-2024

Order No.08, dated – 18.11.2025.

Today is fixed for consideration of track report.

Hazira has been filed on behalf of the appellant through his Ld. Advocate.

Upon perusal of the record, it appears to this court that from the postal track report it transpires about the effect of service since it shows that the item delivered to the addressee. However, service of summon through court has not been effected and service returned unserved.

One application has been filed on behalf of the appellant under Order 5 Rule 20 of C.P.C. for substituted mode of service.

Now the petition is taken up for consideration.

Same is heard and considered.

Upon perusal of the petition and after going through the record and considering submission of the Ld. Advocate for the appellant, it appears to this court that the respondent upon whom service has been issued has been deliberately keeping himself away from service. In view of that, there is no other alternative than to proceed with the substituted mode of service.

Accordingly, the petition as filed by the appellant under Order 5 rule 20 of C.P.C. is allowed and disposed of.

Leave is granted.

Requisites be filed in the man time.

Fix 19.01.2026 for office report.

Dictated & Corrected by me

District Judge, Jalpaiguri
(WB01135)

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