

T.A. 18/2019

Present: Sharmistha Ghosh, A.D.J
Fast Track Court No.1, Purulia.

Order No. 26 dated 07.01.2025

Both the parties file hazira.

L.C.R. has not been received.

The Ld. Advocate for the appellants has filed an application under Order 5 Rule 9 CP.C. on the ground stated therein.

The record is taken up for hearing of the petition under Order 5 Rule 9 CP.C.

The Ld. Advocate for the appellants submits before the Court that in this appeal the appellants have served the summons upon proforma respondent no. 7 through registered post with AD and have also filed the original postal receipt before the Court but till date A.D card has not been returned in the Court and for that reason appellants have filed track consignment report to show that the same has been delivered upon the proforma respondent no. 7. Therefore, under the above circumstances, the Ld. Advocate for the appellants prays for treating the service of summons upon this proforma respondent no. 7 as 'duly served' upon the respondent no. 7.

Heard. Considered.

Perused the case record.

Considering all the prayer is allowed.

Hence, summons has been duly served upon the proforma respondent no. 7 but the said respondent did not turn before the Court and thus, the instant appeal be heard exparte against him.

Fix 11.02.2025 for awaiting L.C.R.

Dictated & Corrected by me

Additional District Judge
Fast Track 1st Court, Purulia

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