

Order no.11.

Dt.09.10.23.

Today is fixed for S/R.

Petitioner file hazirah along with an application u/o 5 rule 20 of CPC.

The petition is taken up for hearing.

Perused. Heard.

Submitting the instant application petitioner has prayed for directing her to serve notice upon the O.P by newspaper publication on the ground that the summons cannot be served upon the OP in ordinary way. It has been contended by the Advocate appearing for the petitioner that notice has been sent to the address which is last know to the petitioner.

From the record it appears that summons sent to the O.P through registered post, twice returned back with the postal remark 'address moved' and 'left'. In view of such postal reports, I am of the opinion that notice upon the O.P cannot be served in the ordinary way and as such the petition merits to be allowed.

Hence, it is,

Ordered

that the application dated 09.10.23 under order 5 rule 20 of CPC is allowed without any order as to costs.

Petitioner is permitted to cause service of summons upon the O.P by an advertisement in a daily newspaper circulating in the locality in which the O.P resides.

Fixing 14.02.23 for submission of draft publication.

D/C by me,

ADJ, FTC-II, Sealdah.

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