

**HIGH COURT OF CHHATTISGARH AT BILASPUR****FA No. 393 of 2016**Suresh Kothari **versus** State Of Chhattisgarh**Order Sheet**

<b>12/11/2025</b>	<p>Mr. Malay Shrivastava, Advocate for the Appellant.</p> <p>Mr. Dashrath Prajapati, P. L. for the State.</p> <p>Vide order dated 05.01.2022, comment in respect of service of notice No. 777/14602 from Shri Bhojram Mahipal, Process Server, Family Court, Durg with affidavit was called and the report of Naib Nazir, Office of District and Sessions Judge, Durg was also called.</p> <p>Looking to the report of Naib Nazir, Office of District and Sessions Judge, Durg and the affidavit filed by Shri Bhojram Mahipal, Process Server, Family Court, Durg, I.A. No. 03 of 2018, application for taking appropriate action against the process server is dismissed.</p> <p>Also heard on I.A. No. 04 of 2025 - an application</p>

under order 22 Rule 4 of the CPC, 1908, I.A. No. 05 of 2025 – an application under Section 5 of the Limitation Act and I.A. No. 06 – an application under Order 22 Rule 9 of the CPC, 1908.

On due consideration of the reasons mentioned in the applications, I.A. No. 04, 05 and 06 of 2025 are allowed.

Learned counsel for the appellant is directed to carry out the necessary amendments within a period of seven working days.

Mr. Aman Tamrakar, Advocate accepts on behalf of newly added respondents i.e. respondents No. 2 (a), 2 (b) and 2 (c).

This is an admitted appeal.

Learned counsel for the appellant is directed to submit paper-book as per provisions prescribed under Rule 177 of the High Court of Chhattisgarh Rules, 2007 within a period of six weeks.

List this matter for final hearing in 2<sup>nd</sup> week of January, 2026.

**Sd/-**

(Rajani Dubey)  
**Judge**

**Sd/-**

(Amitendra Kishore Prasad)  
**Judge**