



\$~8

\*

**IN THE HIGH COURT OF DELHI AT NEW DELHI**

+

RFA 688/2019

HEM CHAND JAIN & ORS

.....Appellants

Through: Mr. Satyam Thareja & Mr. Shaurya  
Katoch, Adv.

versus

BIMLA DEVI & ANR

.....Respondents

Through: Mr. Naveen Kumar, Mr. Virat  
Saharan & Mr. Sahdev Singh, Adv.  
for R-2.

**CORAM: MS. KAUSHLYA VERMA, REGISTRAR**

**ORDER**

%

**01.10.2024**

**CM APPL. 38655/2023 (u/S 151 CPC by the applicants seeking direction to issue notice to LRs of appellant No.2)**

1. The present application has been filed by the appellant seeking issuance of notice to LRs of appellant no. 2-Mr. Narender Kumar Jain on the address mentioned in CM APPL.43898/2021.
2. For the reasons stated in the application, the present application is allowed.
3. Application is disposed of.

**CM APPL.30603/2024 (u/O 5 Rule 20 CPC)**

4. The present application has been moved by the appellants seeking substituted service on respondent No.1.
5. Learned counsel for the appellants submits that he has made all efforts to serve the said respondent through ordinary mode but could not succeed.
6. Learned counsel further submits that he is not in a position to ascertain and find out her latest/correct address.



7. In view of the statement of the learned counsel for the appellants and for the reasons stated in the application, I am satisfied that respondent No.1 cannot be served by ordinary process.
8. Therefore, this application is allowed and notice of present appeal as well as pending applications is directed to be served upon respondent No.1 by way of publication in daily newspapers i.e. “Rashtrdoot” (Hindi) Jaipur Edition & “Jaipur Mahanagar Times (English)” Rajasthan Edition for 20.01.2025.
9. Application stands disposed of.
10. Upon appellant filing process fee within two weeks, publication notice be given dasti to counsel for the appellant who will deposit the requisite publication charges directly with the Press Agency after thoroughly checking/verifying the contents of the notice. The citation be filed within two weeks of the publication.

**CM APPL43898/2024 & CM APPL.43899/2024**

11. On taking steps within two weeks, issue notice to proposed LRs of appellant No.2, as mentioned in para 4 of CM APPL.43898/2024, by all permissible modes including electronic mode, returnable on 20.01.2025.

**REGISTRAR**

**OCTOBER 1, 2024**

*da*