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IN THE HIGH COURT OF DELHI AT NEW DELHI

CS(OS) 373/2018

AJAY KUMAR SINGHAL & ORS. Plaintiffs

Through Mr. D. S. Vohra, Adv.

versus

MANGE RAM GUPTA & ORS. Defendants

Through Mr. Ashok Kumar, Adv. for D-2, 3&4

CORAM:

**JOINT REGISTRAR (JUDICIAL) MS. TYAGITA SINGH,
(DHJS)**

ORDER

09.03.2022

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Matter is taken up through physical hearing as well as video conferencing.

IA No. 3346/2022 (Application On Behalf Of Plaintiffs under Order V Rule 20 Read With Section 151 Code Of Civil Procedure, 1908 alongwith supporting Affidavit)

This application has been filed by plaintiff for substituted service of proposed defendants/LRs nos. (iv) and (v) of deceased defendant no.1. Learned counsel for plaintiff has stated that despite issuance of repeated summons, the summons have remained unserved upon both the LRs namely Smt. Shashi and Smt. Sunita who are daughters of defendant no.1, and the report has been received that “addressee not available”.

Heard. Application and file noting perused.

This court is satisfied that proposed defendants / LR nos. (iv) and (v) of deceased defendant no.1 cannot be served by ordinary mode.

Hence, application IA no.3346/2022 under order V Rule 20 CPC is allowed and counsel for plaintiff is directed to serve summons upon LRs.



Smt. Shashi and Smt. Sunita, both daughters of deceased defendant no1, Mangeram Gupta through publication in newspaper “Veer Arjun” (hindi edition) and “The statesman” (English edition), on filing of PF within seven days. The newspapers along with report of publication be filed at least one week before the next date.

Be fixed for further hearing on the date already fixed, i.e. 26.05.2022.

TYAGITA SINGH, (DHJS)
JOINT REGISTRAR (JUDICIAL)

MARCH 9, 2022/P