Before : Sachin B. Bhansali
Prothonotary and Senior Master

Date : 6th January, 2023

FOR DIRECTION :

12. S/112/2022

Mr. Kiran Gawalwad, i/b. M/s. Tamhane and Co., Advocates for the Plaintiff.

None present for the Defendants.

P.C.: The Ld. Advocate for the Plaintiff submits that when attempt was made to serve Defendant Nos. 1 and 2, the packets returned with postal remark "Left" and therefore, Plaintiff will take appropriate steps to serve the said Defendants by way of substituted service. The Ld. Advocate for the Plaintiff further submits that the packet sent to Defendant No. 5 returned with postal remark "Unclaimed".

The Hon'ble Court, vide Judgment and Order dated 07.12.2022, in the matter of Forest Realty Vs. Taksha Spaces Pvt. Ltd. and Ors., observed that when the packet is returned with the remarks "Unclaimed", the same amounts to good service. In view of said observations, in the present case, writ of summons is deemed to be served upon Defendant No. 5.

Written Statement of Defendant Nos. 6 to 8, 10 to 16 and 18 to 26 is already on record. Hence, Suit against Defendant Nos. 6 to 8, 10 to 16 and 18 to 26 is transferred to the list of Long Causes.

Defendant Nos. 5, 9, 17 and 27 to 30 to file written statement on or before 03.02.2023, failing Suit against these Defendants will be transferred to the list of Undefended Suits.

Contd…. S/112/2022	)))))	Plaintiff to file speaking affidavit showing the date of service of writ of summons upon the Defendants. Stand over to 03.02.2023.

06-01-2023 **Prothonotary and Senior Master**

JYOTI S BIDYE Digitally signed by JYOTI S BIDYE Date: 2023.01.10 14:11:15 +0530