



the affidavit of service dated 26<sup>th</sup> April 2017 filed by Deputy Sheriff. The affidavit does not reveal that writ of summons was sent along with copy of the plaint and the annexures. The returned packet annexed with the service affidavit is a small envelope, which cannot contain plaint and the documents. Hence, such service cannot be termed as a proper service of writ of summons upon defendant no.4.

2. Office is directed to issue a fresh writ of summons to defendant no.4, returnable on 20<sup>th</sup> January 2026.

3. Learned Advocate for the plaintiff shall take steps to ensure that writ of summons along with copy of the plaint and the annexures is served upon defendant no.4.

**(GAURI GODSE, J.)**