

WEB COPY



A NO. 49 of 2025
IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-02-2025

CORAM

THE HONOURABLE MR JUSTICE K.KUMARESH BABU

A NO. 49 of 2025

IN

OP NO. 823 OF 2024

Mohamed Ismail
S/o.Shahul Hameed, No.13/5, Jawagar Hussain
Street, Royapettah, Chennai 600 014.

Applicant(s)

Vs

Thaslima Banu
D/o. Syed Mohamed, No.2D, Bharath Villa
Apartment, Jawahar 1st Street, S.S.Colony,
Madurai North, Madurai 625 016.

Respondent(s)

For Applicant(s):

M/s.R Abdul Mubeen
S.Aaliya Sultana,
K.Ezhumalai
C.Kaviya
M.Uma Sundari Baby

For Respondent(s):

ORDER

An AOS has been filed, indicating that the private notice that had been attempted to be served on the petitioner had been returned 'Unclaimed'.



2. A perusal of the said return would indicate that intimation had been given to the addressee and in spite of the same, the addressee had not attempted to collect the said notice.

3. It is to be noted that the Hon'ble Apex Court in the judgment made in Transfer Petition Civil No.2090 of 2019 in its order dated 13.10.2023, had held that when a notice is returned unclaimed, it shall be deemed to be served and it is a proper service.

4. Hence, in the present case, the respondent is deemed to have been served in the application that had been filed by the applicant/petitioner.

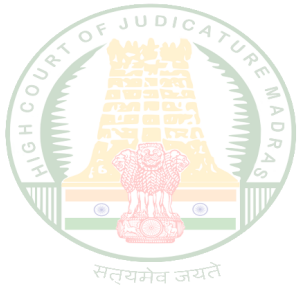
5. Hence, Registry is directed to print the name of the respondent in the application alone.

6. List the matter on 25.02.2025.

19-02-2025

kak

To
1. Thaslima Banu
D/o. Syed Mohamed,
No.2D, Bharath Villa Apartment,
Jawahar 1st Street, S.S.Colony,
Madurai North, Madurai 625 016.



WEB COPY

