

HPSEB & another vs. M/s Pamwi Tissues & others

Civil Suit No.62 of 2005

19.05.2022

Present: Mr.Tara Singh Chauhan, Advocate, for the plaintiffs.

None for defendants No.2 and 3.

Defendants No.4, 5 and 6 are stated to have expired.

None for respondent No.7.

OMP No.64 of 2020

This application has been filed seeking permission to serve defendants No.2 and 3 by way of affixation. It has been submitted that notices issued to defendants No.2 and 3 have been received back with a report that they are not residing on the given address. It has also been stated in the application that these defendants were served on the same address and were duly represented by Ms.Charu Gupta, Advocate, but she joined Government services, therefore, fresh actual date notices were issued to these defendants and, that they have not informed change in address after their service and, therefore, it has been prayed that their service be permitted to be effected by way of affixation on the last known address of these defendants.

Considering aforesaid facts and circumstances, defendants No.2 and 3 are permitted to be served by way of affixation on the last known address as well as by way of publication in 'Times of India' having circulation in the area of last known address of these defendants.

Application stands disposed of.

CS No.62 of 2005 & OMP Nos.155, 175 of 2006, 322 of 2007, 4366 and 4367 of 2013 and 475 of 2021

Steps for service of defendants No.2 and 3 in terms of order passed in OMP No.64 of 2020 be taken within four weeks.

Consequential steps on account of death of defendants
No.4 to 6 have not been taken.

On request of learned counsel for the plaintiffs,
adjourned in terms of order dated 24.02.2022 passed with respect
to deceased defendants No.4 to 6.

List after four weeks.

(Vivek Singh Thakur)
Judge

May 19, 2022
(Purohit)