

New India Ass. Co. Ltd. Vs. Manju Bala & Ors.

FAO No. 122 of 2019

28.04.2022 Present: Mr. Raman Sethi, Advocate, for the appellant.

Mr. Kulwant Chauhan, Advocate, for respondents No.1 to 3.

As per report of the Registry, fresh steps for the service of respondent No.4 have not been taken. Mr. Raman Sethi, learned counsel for the appellant submits that a perusal of the report of the service qua respondent No.4 will demonstrate that when summons were taken for the service of said respondent, on both the occasions, a lady who disclosed herself to be the sister of the partner of respondent No.4, namely, Sh. Vikas Garg, was found at the address given and she stated that the partner of respondent No.4 does not reside there any man. According to him, as this was the only address which was given to the appellant, therefore, in these circumstances as the appellant had discharged its onus of providing the correct address of respondent No.4, the hearing of the case be deferred by four weeks, to enable the appellant to file an appropriate application in this regard.

List after four weeks, as prayed for.

At this stage, the Court stands informed that there is another FAO pending before this Court arising out of the same incident. List the present appeal alongwith FAO No. 123 of 2019.

(Ajay Mohan Goel)
Judge

April 28, 2022
(vinod)