

**Rajbir Singh vs. Garibo Devi(since deceased) through her
LRs and others**

CWP No.8393 of 2010

13.05.2024 Present Mr. Karan Singh Kanwar, Advocate, for the petitioner.

Mr. Neeraj Gupta, Senior Advocate with Mr. Ajeet Jaswal, Advocate, for proposed respondent Nos. 1(a) to 1(c).

Respondent Nos. 2 to 9 and 12 are ex-parte.

Mr. Rajan Kahol, Mr. Vishal Panwar and Mr. B.C.Verma, Additional Advocate Generals, with Mr. Ravi Chauhan, Deputy Advocate General, for respondent No.13.

CMP NO.6707 of 2024

By way of instant application filed under Order 5 Rule 17 and 20 of the Code of Civil Procedure, prayer has been made on behalf of the applicant/ petitioner for the service of respondent Nos. 10(b), 10(c) and 10(e) by way of substituted mode i.e. by way of publication. It is averred in the application that though repeatedly attempts were made by the applicant/petitioner to serve aforesaid respondents on the address given in the memo of parties, but on one pretext or other, service could not be effected.

For the reasons stated in the application, the same is allowed and Registry is directed to serve respondent Nos. 10(b), 10(c) and 10(e) by way of publication in daily newspaper "Amar Ujala", which is widely circulated in the area where aforesaid respondents

lastly resided, on the payment of usual charges.

Learned counsel representing the applicant-petitioner undertakes to deposit the charges within a period of one week. In the event of depositing charges, Registry may serve respondent Nos. Nos. 10(b), 10(c) and 10(e) by way of substituted mode. Publication notices be placed on record on **10.07.2024**. The application stands disposed of.

CMP No.6708 of 2024

By way of instant application filed under Order 32 Rule 3 CPC, prayer has been made on behalf of the applicant/petitioner for appointment of Court guardian on behalf of respondent Nos. 10(d)(III), namely, Sumit, who is minor.

For the reasons stated in the application, the same is allowed and Mr. Somesh Sharma, Advocate, is appointed as Court Guardian on behalf of respondent No.10(d)(iii).

Learned counsel representing the applicant/petitioner undertakes to make available complete paper book to above named Court Guardian, enabling him to render proper assistance to this Court on the next date of hearing. Above named Court Guardian shall be entitled to fee of Rs. 15,000/-, which shall be paid by learned counsel for the applicant/petitioner within a period of ten days. The application stands disposed of.

Registry is directed to reflect the name of Mr.
Somesh Sharma, Advocate, in the cause list, henceforth.

(Sandeep Sharma)
Judge

May 13, 2024
(shankar)