

IN THE HIGH COURT OF JHARKHAND AT RANCHI
F.A. No. 117 of 2022

Krishna Sudarshan Charitable Trust Appellant
Versus
Sugriw Pandey & Ors. Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KUMAR CHOUDHARY

For the Appellant : Mr. Amar Kr. Sinha, Advocate
For the Respondents : Mr. Mrinal Kanti Roy, Advocate

Order No.10 Dated- 10.09.2024
I.A. No.9409 of 2024

Heard the parties.

It is submitted by the learned counsel for the appellant that this interlocutory application has been filed with a prayer to permit substituted service of the notice upon the respondent no.4 -Bipul Kumar Sinha by way of publishing the contents of the notice in the daily newspaper 'Prabhat Khabar, Bokaro/Dhanbad Edition'. It is next submitted that notice was issued to the respondent no.4 in his present and correct address by registered post as well as through the process of the Court but the respondent no.4 is deliberately keeping out of the way to avoid service of notice of the appeal. It is next submitted that unless the substituted service of notice by publishing the contents of the notice in the daily newspaper is allowed, the appellants will be highly prejudiced; as effective service of notice of the appeal cannot be made on the respondent no.4.

Considering the aforesaid facts, the prayer to effect substituted service of notice of this appeal upon the respondent no.4 by publishing the contents of the notice in the daily newspaper 'Prabhat Khabar, Bokaro/Dhanbad Edition' is allowed.

The appellants are directed to file the draft of paper publication within four weeks.

Registry is directed to supply the approved draft of paper publication within three weeks from the date of submission of the proposed draft notice.

This interlocutory application is disposed of accordingly.

(Anil Kumar Choudhary, J.)

F.A. No. 117 of 2022

The appellants are directed to file a supplementary affidavit showing proof of paper publication of notice upon the respondent no.4 within twelve weeks from today, failing which, this appeal shall stand dismissed without further reference to the Bench.

Sonu-Gunjan/-

(Anil Kumar Choudhary, J.)