

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.2110 of 2014
IN
FIRST APPEAL NO.821 OF 2005

M/s.Qaswa Construction through
its partner Salim Bilakhia .. Applicant

In the matter between:

Smt. Zaitan Wd/o. Alisher Imtiazkhan
and Ors. .. Appellants

-Versus-

Mohamed Zahir Shaikh Nasir
and Ors. .. Respondents

Mr.Nirmay Dave with Priti Tare i/b. M/s.Bilawalla & Co. for applicant
Mr.P.M.Shah with Ms.R.K.Vira with Mr.M.K.Tanna for appellants

CORAM : K.K.TATED, J.

DATE : 20th March 2015.

P.C.

1] Heard the learned Counsel for the parties. This application is preferred by applicants for substituted service on respondent Nos. 2(a) to 2(g) and respondent Nos. 2 and 9 to 17 under Order V Rule 20 of C.P.C.

2] Leave to amend granted. Amendments to be carried out during the course of the day.

3] Considering the submissions made by the learned Counsel for the applicants and the averments made in the civil application, I am satisfied that the applicant has made out case for allowing the civil application. Accordingly, the civil application is made absolute in terms of prayer clause (a), which reads thus:-

(a) This Court be pleased to direct the office of this Court to issue the extract of the substance of the civil application and to permit the applicants to serve the civil application upon respondent Nos. 2 and 9 to 17 by substituted service by publication of the same in the English newspaper "Free Press Journal" and Urdu Newspaper "Urdu Times" at Mumbai."

(K.K.TATED, J.)