

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

CIVIL APPLICATION NO. 4326 OF 2017
IN FA/2583/2016 WITH FA/2594/2016

MADHAVRAO SANTRAM PATIL DECEASED AND OTHERS
VERSUS
BHARAT SHIKSHAN SANSTHA TRUST THR THE PRESIDENT SHIVAJI
SHRIDHARRAO MORE AND OTHER

...
Advocate for Applicants : Mr. J. R. Patil.
Advocate for Respondents No.1,2 : Mr. Santosh Jadhavar.
...

CORAM : K.K. SONAWANE, J.

DATED : 7TH NOVEMBER, 2017.

Order :-

Heard learned counsel for applicants-appellants. Perused the application. Admittedly, notices issued to respondent No.13 were not served as he was not found residing on the same address as per the report of bailiff. Therefore, there is no impediment to allow the applicants-appellants to serve notice to respondent No.13 through paper publication.

2. Accordingly, application stands allowed in terms of prayer clause 'B'. The notice to respondent No.13 be served through publication in news paper daily Lokmat having wide circulation in the area of Omerga, Taluka Omerga, District Osmanabad.

3. The Registry to do the needful to facilitate applicants-appellants for publication of notice to respondent No.13 as per rule. Accordingly, civil application stands disposed of.

4. Stand over to 12th December, 2017.

**[K. K. SONAWANE]
JUDGE**