

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

C.A.F. NO. 2464 OF 2016
IN
F.A. NO. 1352 OF 2013

Office Notes, Office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders	Court's or Judge's orders
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CORAM : A.N. MARE
REGISTRAR (JUDL-II)

Date : 18/01/2017

None present

Applicants have taken out this Civil Application to serve Respondent No.1 by mode of publication of notice in local newspaper as provided under Order 5 Rule 20 of C.P.C.

The Applicant alleges that notice sent to Respondent No.1 on his address is received unserved with remark, "incomplete address". However, it only is the address available with applicants and they have no other address of respondent No.1.

Proceeding reveals that the copy of Judgment of the Commissioner is filed wherein same address of ..2..

RJ-2/srk

respondent No.1 is mentioned and an Advocate had appeared for him before the Commissioner. This reveals that he was served in the proceedings before the Commissioner on the same address. In view of this, the only mode available to serve Respondent No.1 is by adopting substituted mode of service. Hence, C.A. is allowed in terms of prayer clause.

sd/-
REGISTRAR (JUDL-II)