

Vidya Amin

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION (St.) No. 3119 OF 2018
IN
FIRST APPEAL (ST.) NO. 7804 OF 2016

Abbas Nuruddin Kagalwala	... Appellant/Applicant
Vs.	
Asgeri Khalid Thakur	... Respondent

Mr. Deepak Shukla i/b. M/s. Vinod Mistry & Co., Advocate for the appellant/applicant.

CORAM: **MRS.MRIDULA BHATKAR, J.**
DATE: **6th February, 2018**

P.C.:

Upon mentioning, taken on production board.

2. This Application is moved by the applicant/appellant seeking permission to serve the respondent by substitute service, i.e., by publication of notice in two newspapers, namely, Free Press Journal and Navshakti.

3. The learned counsel for the applicant submitted that the applicant has made all efforts to trace the fresh address of the respondent, however, the address mentioned in the cause title is correct address and the respondent is avoiding the service of notice. Hence, he seeks permission to serve the notice on respondent by

publication.

4. In view of the submissions, the learned counsel for the applicant is allowed to serve the respondent by substitute service, i.e., by publication of notice in “Free Press Journal” and Navshakti”. The learned counsel for the applicant to show service on respondent after six weeks.

5. Civil Application is allowed and is disposed of accordingly.

(MRIDULA BHATKAR, J.)