

**FARAD CONTINUATION SHEET
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

**CIVIL APPLICATION NO.2440 OF 2016
IN
FIRST APPEAL NO.562 OF 2011**

Office Notes, Office Memoranda of Coram, Appearances, court's orders or directions and Registrar's orders	Court's or Judge's orders
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Mr.V.S.Tadake i/b Mr.M.B.Gawade for the
applicant

Ms.Divya Parab i/b Mr.R.N.Gite for the
respondent no.1

None for the respondent no.3

**CORAM : K. K. TATED, J
DATE : JULY 5, 2019**

P.C.:

. Heard.

2 The learned counsel for the Applicant submits that by this Civil Application they are seeking permission to serve Respondent nos.2 and 4 by substitute service as per Order V Rule 20 of the Code of Civil Procedure.

3 The learned counsel for the Applicant

submits that advocate is appearing on behalf of Respondent no.1. Therefore, there is no question of service on Respondent no.1.

4 Considering the submissions made by the learned counsel for the Applicant and the averments made in Civil Application, I am satisfied that the Applicant has made out a case for allowing the Civil Application. Hence, following order is passed:

- a. Applicant is permitted to serve Respondent nos.2 and 4 by substitute service as provided under Order V Rule 20 of the Code of Civil Procedure by publication in newspaper in two leading newspaper in First Appeal No.562 of 2011.
- b. Affidavit of service be filed on or before 30.09.2019, failing which Civil Application shall stand dismissed without referring back to the court.
- c. Civil Application stands disposed of accordingly.
- d. No order as to costs.

(K.K.TATED, J.)