

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

INTERIM APPLICATION NO.14041 OF 2023

IN

FIRST APPEAL NO.1306 OF 2019

MR.KRISHNA RAMBHAU GHARE AND ANR.)...APPLICANTS

V/s.

MR.HITESH SATISH BIHANI AND ANR.)...RESPONDENTS

Mr.Sham Thakur h/f. Mr.U.B.Nighot, Advocate for the
Applicants/Appellants.

CORAM : ABHAY AHUJA, J.

DATE : 11th AUGUST 2023

PC. :

1. This is an application seeking substituted service upon Respondent no.1 as the notice issued earlier was received back with the remark 'incomplete address returned to sender' and the Applicants could not get complete new address of Respondent no.1, and therefore, are seeking to serve by substituted service. Mr.Thakur, learned Counsel for the Applicants, submits that the Applicants tried to get fresh address of Respondent no.1 at Karjat Taluka in Ahmednagar and other places but despite their best efforts, were unable to obtain the same, and

therefore, are seeking substituted service by publication in two newspaper – Nagar Times and Samachar, which circulate in the area where the Respondent no.1 was last known to reside.

2. Having heard the learned Counsel and having perused the application, the application is allowed in terms of Prayer clause (a).

3. Let the publication be made within a period of four weeks and an appropriate affidavit of service be filed in the Court.

4. The application stands disposed.

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5. List on 14th September 2023.

(ABHAY AHUJA, J.)