

msm

Before : Shri E. B. Sivakumar,
Addl. Registrar (O.S.)/
Addl. Prothonotary and Senior Master

Date : 23rd April, 2024.

FOR DIRECTION :

3.CHOL/167/2024

In
TP/27/2012

Ms. Mona Malvade i/b. M/s. Thakordas &
Madgavkar, Advocate for the Applicant /
Petitioner.

P.C. : 1. The present Chamber Order is taken out to serve the Citation upon Mr. Christopher Daniel Victor (Son of the Deceased) by way substituted service as per the Schedule annexed to the Chamber Order.

2. Perused Schedule. The Petitioner is seeking permission to publish the Citation in two newspapers viz. “Free Press Journal” in English Language and in “Navshakti” in vernacular language i.e. Marathi.

3. Perused the Affidavit dated 2nd April, 2024 annexed to Chamber Order. In Para-3 of the said Affidavit, it is stated that the address of the legal heir viz. Christopher

..2/-

Daniel Victor (Son of the Deceased) is not known to the Applicant / Petitioner. In Para-4, it is stated that the service of Citation was effected through the Sheriff of Mumbai on 5th March, 2024 by registered Post A.D. It is further stated that the said envelope was returned by the Postal Authorities with a remark “No such person residing in the given address”.

4. Perused Para-4 of the Petition, it is mentioned and confirmed that the averment made in the Affidavit in respect of the addresses not known to the Petitioner.

5. Hence, for the reasons stated in Affidavit dated 2nd April, 2024 annexed to the Chamber order and averment made in Para-4 of the Petition, the present Chamber order is granted, and the same is signed separately.

6. Publication of Citation to be done

one in English newspaper in “Free Press Journal” and one in “Navshakti” in Marathi newspaper vernacular language, within four weeks from the date of uploading the order. Office is directed to issue fresh Citation, if required.

7. Advocate to file Affidavit annexing therewith the newspapers within two weeks once, the publication is done.

23.04.2024

Addl. Registrar (O.S.)/
Addl. Prothonotary and Senior Master