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

Date : 04th December, 2024

CALLED FOR DIRECTION:

5.CHOL/543/2024) Mr. Prabhu Velar, Advocate for the Applicant /
In) Petitioner.
TP/402/2018)
)
) P. C. : 1. The present Chamber Order is taken out
) to serve the Citation upon Jaswanti Shyam
) Majethia alias Jaswanti Shyam Kharwa
) (Widow of the deceased) by way of
) substituted service as per the Schedule
) annexed to the Chamber Order.
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) 2. Perused Schedule. The Petitioner is
) seeking permission to publish the Citation in
) two newspapers viz. "Free Press Journal" in
) English Language and in "Janmabhoomi" in
) vernacular language i.e. Gujarati.
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) 3. Perused the Affidavit dated 29th August,
) 2024 annexed to Chamber Order. In the said
) Affidavit, it is stated that the widow of the
) deceased deserted the deceased and she is not
) traceable since 1987-88. It is further stated
) that the widow of the deceased as well as
) mother of the Petitioner never visited to see
) the deceased during the lifetime nor had given
) any details about her whereabouts. It is
) further stated that the Applicant / Petitioner
) had tried to search the whereabouts of the
) said legal heir of the deceased from family,
)
) ..2/-

) friends and relatives but despite due and
) diligent search, the Applicant / Petitioner
) could hear from anyone. The Applicant
) therefore prayed for publication of Citation by
) way of substituted service upon widow of the
) deceased.

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) 4. Perused Para-5 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.

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) 5. Heard. The Ld. Advocate for the Applicant
) submits that the widow of the deceased
) deserted the deceased and she is not traceable
) since 1987-88. He further submits that the
) widow of the deceased as well as mother of
) the Petitioner never visited to see the deceased
) during the lifetime nor had given any details
) about her whereabouts. He further submits
) that the Applicant / Petitioner had tried to
) search the whereabouts of the said legal heir
) of the deceased from family, friends and
) relatives but despite due and diligent search,
) the Applicant / Petitioner could hear from
) anyone. He therefore prays that the Chamber
) Order be allowed.

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) 6. For the reasons stated in Affidavit dated
) 29th August, 2024 annexed to the Chamber
) order and averment made in Para-5 of the
) Petition, the present Chamber order is granted,
) and the same is signed separately. Publication of
) Citation to be done in two newspapers viz.

