

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD.**

**923 CIVIL APPLICATION NO. 2341 OF 2025
IN FAST/12809/2019**

Sandip Gorakh Patil

VERSUS

Noormohammad Abdul Khan And Ors

...

Mr. Madhav M. Bhokarikar - Advocate for Applicant

...

CORAM : NEERAJ P. DHOTE, J.

DATED : 25TH APRIL 2025

PER COURT : -

1. This is an Application by the Original Claimants, who are also the Appellants in the Appeal, to serve Respondent Nos. 1 and 2, who are the driver and the owner of the offending vehicle respectively, by way of paper publication.

2. Learned Advocate for the Applicants points out paragraph nos. 4 and 5 of the impugned Judgment and Award, which reads as under : -

“4. Respondent No. 1 – driver of the offending vehicle though appeared, failed to file his written-statement, hence petition proceeded “without W.S.” against him.

5. Respondent No. 2 – owner of the offending vehicle though served with public notice, failed to appear, hence claim proceeded ex-parte against him.”

3. The learned Advocate for the Applicants submits that he will serve Respondent No. 1 by RP.A.D. and Respondent No. 2 by paper

publication having wide circulation in the area where Respondent No. 2 resides.

4. In view of the above submission, the Applicant is allowed to serve Respondent No. 2 by way of paper publication having wide circulation in the area where Respondent No. 2 resides and Respondent No. 1 by way of R.P.A.D.

5. Issue fresh notice to Respondent Nos. 1 and 2, returnable on **27th June, 2025.**

6. Application stands disposed off.

[NEERAJ P. DHOTE]
JUDGE