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

Date : 24th April, 2025

CALLED FOR DIRECTION:

6.CHOL/188/2025
AMH20240128707C202400019

In
TP/1718/2024

) **Mr. Dhanishankar Mishra, Advocate for the Applicant /**
) **Petitioner.**

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) **P. C. :**

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) 1. The present Chamber Order is taken out to serve the
) Citation upon Mr. Ismail Ebrahimbhai Bootawala (Nephew of
) the deceased) by way of 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 "Inquilab" in vernacular
) language i.e. Urdu.
)

) 3. Perused the Affidavit dated 19th November, 2024
) annexed to Chamber Order. It is stated in the said Affidavit
) that the Citation sent to Mr. Ismail Ebrahimbhai Bootawala
) (Nephew of the deceased) through the Bailiff was returned
) with a Postal remark "Addressee is not staying at this
) address". It is further stated that the Applicant has made
) diligent search for the address and whereabouts of the said
) legal heirs and residential address is not available. The
) Applicant therefore requested to permit her to publish the
) Citation upon Mr. Ismail Ebrahimbhai Bootawala (Nephew of
) the deceased) by way of substituted service by publishing in
) two newspapers viz. "Free Press Journal" in English Language
) and in "Inquilab" in vernacular language i.e. Urdu.
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) 4. Perused Para-4 of the Petition, it is mentioned that the
) deceased had no issues.
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) 5. Heard. The Ld. Advocate for the Applicant submits that
) Citation sent to Mr. Ismail Ebrahimbhai Bootawala (Nephew
) of the deceased) through the Bailiff was returned with a Postal
) remark “Addressee is not staying at this address”. He further
) submits that the Applicant has made diligent search for the
) address and whereabouts of the said legal heirs and residential
) address is not available. He therefore submits that the
) Chamber Order be allowed.
)

) 6. For the reasons stated in Affidavit dated 19th November,
) 2024 annexed to the Chamber order and averment made in
) Para-4 of the Petition, the Chamber Order is allowed. The
) Applicant is directed to publish the Citation in two
) newspapers viz. (1) “Free Press Journal” in English and (2)
) “Inquilab” in Urdu language, within eight weeks from the date
) of uploading the order. Office is directed to issue fresh
) Citation, if required.
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) 7. Applicant to file Affidavit annexing therewith the
) newspapers within two weeks once, the publication is
) done.

24.04.2025

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