

msm

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

Date : 25th February, 2025

CALLED FOR DIRECTION:

2.CHOL/88/2025) Ms. Risha Alva i/b. Argus Partners, Advocate for the
AMH20240131876C202500003) Applicant / Petitioner.
In)
TP/3565/2024)
) P. C. :
)
) 1. The present Chamber Order is taken out to serve the
) Citation upon (1) Ms. Advaita Shetty (Grand niece of the
) deceased), (2) Ms. Prabha Shetty (Niece of the deceased) and
) (3) Ms. Shruti Rai (Grand Niece 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. "The Indian
) Express" in English Language and in "Udayavani" in
) vernacular language i.e. Kannada in Mangalore.
)
) 3. Perused the Affidavit dated 14th February, 2025
) annexed to Chamber Order. It is stated in the said Affidavit
) that the Citation sent for service upon (1) Ms. Advaita Shetty
) (Grand niece of the deceased), (2) Ms. Prabha Shetty (Niece
) of the deceased) and (3) Ms. Shruti Rai (Grand Niece of the
) deceased), through the Sheriff of Bombay could not be served
) at their last known addresses. The Bailiff of the Sheriff of
) Bombay had filed an Affidavit of Service dated 3rd December,
) 2024 and the same is on record. It is further stated that due
) and diligent search and enquiry was made by the Applicant /
) Petitioner but he could not get their alternate addresses. The
) Applicant therefore requested to permit him to publish the
) ..2/-

) : 2 :

) Citation upon above named legal heirs by way of substituted
) service by publishing in two newspapers viz. "The Indian
) Express" in English Language and in "Udayavani" in
) vernacular language i.e. Kannada in Mangalore.
)

) 4. Perused Para-10 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. Heard. The Ld. Advocate for the Applicant. For the
) reasons stated in Affidavit dated 14th February, 2025 annexed
) to the Chamber order and averment made in Para-10 of the
) Petition, the Chamber Order is allowed. The Applicant is
) directed to publish the Citation in two newspapers viz. (1)
) "The Indian Express" in English and (2) "Udayavani" in
) Kannada language in Mangalore, within two weeks from the
) date of uploading the order. Office is directed to issue fresh
) Citation, if required.
)

) 6. Applicant to file Affidavit annexing therewith the
) newspapers within two weeks once, the publication is done.
)

25.02.2025

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