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

Date : 01st April, 2025

CALLED FOR DIRECTION:

2.CHOL/151/2025
AMH20240129373C202500001
In
TP/2710/2024

) **Ms. Raajkunwar Jaywant Kushe, Advocate for the**
) **Applicant / Petitioner.**

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) **P. C. :**

)
) 1. The present Chamber Order is taken out to serve the
) Citation upon (1) Nergish Adi Wadia (Daughter of the
) deceased) and (2) Jimmy Daran Mehta (Son 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.
) (i) "The AGE" in English Language Victoria in Australia
) upon Nergish Adi Wadia Daughter of the Deceased and
) (ii) "The New Straits Times" in English Language in
) Malaysia upon Jimmy Daran Mehta Son of the Deceased.
)

) 3. Perused the Affidavit dated 12th February, 2025
) annexed to Chamber Order. It is stated in the said
) Affidavit that the Applicant / Petitioner is not in touch
) with (1) Nergish Adi Wadia (Daughter of the deceased)
) and (2) Jimmy Daran Mehta (Son of the deceased) since
) last 30 years and not aware of their present residential
) address and she is not aware of their present residential
) address. She, therefore contacted friends and relatives
) and made enquiry but could find after due and diligent
) efforts. It is further stated that the Applicant is unable to
) trace out the whereabouts / present /address /
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) communication details of the said legal heirs. The
) Applicant therefore prayed to permit her to publish the
) Citation upon (1) Nergish Adi Wadia (Daughter of the
) deceased) and (2) Jimmy Daran Mehta (Son of the
) deceased) by way of substituted service by publishing in
) two newspapers viz. (i) "The AGE" in English Language
) Victoria in Australia upon Nergish Adi Wadia Daughter of
) the Deceased and (ii) "The New Straits Times" in English
) Language in Malaysia upon Jimmy Daran Mehta Son of
) the Deceased.
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) 4. Perused Para-9 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 Applicant / Petitioner is not in touch with (1)
) Nergish Adi Wadia (Daughter of the deceased) and (2)
) Jimmy Daran Mehta (Son of the deceased) since last 30
) years and not aware of their present residential address
) and she is not aware of their present residential address
) and she had contacted friends and relatives and made
) enquiry but could find after due and diligent efforts. She
) further submits that the Applicant is unable to trace out
) the whereabouts / present address / communication
) details of the said legal heirs. She therefore prays that the
) Chamber Order be allowed.
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)

) 6. For the reasons stated in Affidavit dated 12th February,
) 2025 annexed to the Chamber order and averment made in
) Para-9 of the Petition, the Chamber Order is allowed. The
) Applicant is directed to publish the Citation in two
) newspapers viz. (i) "The AGE" in English Language
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) Victoria in Australia upon Nergish Adi Wadia Daughter of
) the Deceased and (ii) "The New Straits Times" in English
) Language in Malaysia upon Jimmy Daran Mehta Son of
) the Deceased, within four 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.
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01.04.2025

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