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

Date : 20th June, 2025

CALLED FOR DIRECTION:

3.CHOL/250/2025) **Ms. Isha Paresh Gajjar, Advocate for the Applicants / Petitioners.**
AMH20240131638C202500001)

In)
TP/5392/2024)

) **P. C. :**

) 1. The present Chamber Order is taken out to serve the
) Citation upon Roshan Hasanali Rayali, (Wife 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 8th May, 2025 and Additional
) Affidavit dated 16th June, 2025 annexed to Chamber Order. It is
) stated in the said Additional Affidavit that the deceased was
) legally married to Roshan Hasanali Rayali, who has been
) missing since the year 1996 and the disappearance was a
) consequence of internal disputes between the deceased and his
) wife, due to which she voluntarily left the matrimonial home in
) the said year. It is further stated that a diligent search was made
) by the Applicants but his family members made inquiries with
) relatives and friends, but all such efforts were unsuccessful in
) tracing her whereabouts. It is further stated that the wife of the
) deceased did not return nor as she contacted with family
) members or deceased in any manner. The Applicants therefore
) requested to permit them to publish the Citation upon Roshan
) Hasanali Rayali, (Wife of the deceased) by way of substituted
) service by publishing in two newspapers viz. "Free Press
)

) : 2 :

) Journal” in English Language and in “Inquilab” in vernacular
) language i.e. Urdu.
)

) 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.
)

) 5. Heard. The Ld. Advocate for the Applicant submits that
) the said Additional Affidavit that the deceased was legally
) married to Roshan Hasanali Rayali, who has been missing since
) the year 1996 and the disappearance was a consequence of
) internal disputes between the deceased and his wife, due to
) which she voluntarily left the matrimonial home in the said
) year. She further submits that a diligent search was made by the
) Applicants but his family members made inquiries with relatives
) and friends, but all such efforts were unsuccessful in tracing her
) whereabouts. She further submits that the wife of the deceased
) did not return nor as she contacted with family members or
) deceased in any manner. She therefore prays that the Chamber
) Order be allowed.
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) 6. For the reasons stated in Affidavit dated 8th May, 2025
) annexed to the Chamber order and averment made in Para-5 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 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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20.06.2025

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