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

Date : 04th July, 2025

CALLED FOR DIRECTION:

2.CHOL/282/2025
AMH20240130853C202500008
In
TP/5527/2024

) **Mr. Mahavir Deshlahra i/b. MD Legal LLP, 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) Jayman Kantilal Shah and (2) Bhavesh
) Kantilal Shah (Sons of the deceased) by way of substituted
) service as per the Schedule annexed to the Chamber Order.
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)
) 2. Perused Schedule. The Petitioner is seeking
) permission to publish the Citation in two newspapers viz.
) “Free Press Journal” in English Language and in “Western
) Times” in vernacular language i.e. Gujarati to be published
) in Gujarat and also in “Navshakti” in vernacular language
) i.e. Marathi to be published in Mumbai.
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) 3. Perused the Affidavit dated 26th April, 2025 annexed
) to Chamber Order. It is stated in the said Affidavit that the
) Citation sent on their last known address has returned
) “undelivered”. It is further stated that the Applicant is not
) aware present address of the sons of the deceased and he
) had carried a diligent search, but he could not be found,
) and their present whereabouts is not known. The
) Applicant therefore requested to permit him to publish the
) Citation upon (1) Jayman Kantilal Shah and (2) Bhavesh
) Kantilal Shah (Sons of the deceased) by way of substituted
) service by publishing in two newspapers viz. “Free Press
) Journal” in English language and in vernacular language
) ie. Marathi in Mumbai as well as in “Western Times” in

..2/-

) : 2 :
) vernacular language i.e. Gujarati to be published in
) Gujarat.
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) 4. Perused Para-8 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 Citation sent on their last known address has
) returned “undelivered” and that the Applicant is not aware
) present address of the sons of the deceased and he had
) carried a diligent search, but he could not be found, and
) their present whereabouts is not known. The Ld Advocate
) further submits that the Applicant be permitted to publish
) the citation in “Western Times” in Gujarati language in
) Mumbai instead of “Navshakti” in Marathi, as the mother
) tongue of the deceased is Gujarati. He therefore prays that
) the Chamber Order be allowed.
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) 6. For the reasons stated in Affidavit dated 26th April,
) 2025 annexed to the Chamber order and averment made in
) Para-8 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
) language and (2) “Western Times” in vernacular language
) i.e. Gujarati to be published in Gujarat and Mumbai,
) 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.

04.07.2025

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