

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

Date: 18th December, 2025

CALLED FOR DIRECTION:

2. CHOL/) Shri Binu Karnaithe i/by Ajay Law Associates,
562/2025) Advocate for the Applicant / Petitioner.
AMH20250010895C20250
0020)
IN)
TP /5203/2024)

P.C.

By this Chamber Order the Applicant seeks permission to serve the Citation upon Mrs. Bhavna Soni nee Ms. Bhavna Natwarlal Mehta, daughter of the deceased by way of substituted service as per schedule annexed to the Chamber Order.

2. Perused the schedule. The Applicant applies for publication of citation in two newspapers viz. "Free Press Journal" in English language and in "Mumbai Samachar" in vernacular language i.e. Gujarati.

3. Perused the affidavit in support. The Applicant has stated in the affidavit that, Mrs. Bhavna Soni nee Ms. Bhavna Natwarlal Mehta, daughter of the deceased, after her marriage some time in the year 1985 shifted some other place and also failed to maintain any connection with the rest of the family members. It is further stated that, she also did not attend the funeral of the deceased. The Applicant has further stated that, he had enquired with other relatives about her whereabouts but he could not find out her present address. The Applicant, therefore, requested to permit him to publish the citation by way of service upon Mrs.

Bhavna Soni nee Bhavna Natwarlal Mehta daughter of the deceased, in two newspapers viz. "Free Press Journal" in English language and in "Mumbai Samachar" in vernacular language i.e. Gujarati widely circulated in Mumbai.

4. Heard. Ld. Advocate for the Applicant submits that, Mrs. Bhavna Soni nee Ms. Bhavna Natwarlal Mehta, daughter of the deceased, after her marriage some time in the year 1985 shifted some other place and also failed to maintain any connection with the rest of the family members. He further submits that, she also did not attend the funeral of the deceased. He further submits that, the citation sent for service upon her at the last known address was returned by the Postal authorities with remark "insufficient address" and the bailiff of Sheriff of Bombay had filed an affidavit of service dated 1st December 2025. He further submits that, the Applicant had made diligent search for her and made enquiry with other relatives about her whereabouts but he could not find out her present address. He, therefore, prays that the Chamber Order be allowed.

5. Perused para 10 of the Petition. For the reasons mentioned in the affidavit in support the Chamber Order is allowed. Applicant to publish the citation in two newspaper viz. "Free Press Journal" in English language and in "Mumbai Samachar" in vernacular language i.e. Gujarati, widely circulated in Mumbai, by way of substituted service upon Mrs. Bhavna Soni nee Bhavna Natwarlal Mehta, daughter of the Deceased, within four weeks from the date of uploading this Order. Applicant to file the affidavit of publication once the citation is published within two weeks thereafter.

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6. Registry is directed to issue fresh citation, if required.

18.12.2025

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

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