

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

Date: 24th November, 2025

CALLED FOR DIRECTION:

2.CHOL/	)	Shri Hasanuddin Ansari, Advocate for the
584/2025	)	Applicant / Petitioner
AMH20230016947C202500012	)	
IN	)	
TP/794/2025	)	

P.C.

By this Chamber Order the Applicant seeks permission to serve the citation upon (1) Mrs. Mary John alias Mary Joshua, Legal Heirs No. 2 and (2) Mrs. Shirley John, Legal Heir No. 3 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 "Nav Shakti" in vernacular language i.e. Marathi, widely circulated in Mumbai.

3. Perused the affidavit in support. The Applicant has stated in the affidavit that, the Petitioner has filed the above Petitioner for LA with Will for the properties left by the deceased. It is further stated that, the Citation was sent for service upon (1) Mrs. Mary John alias Mary Joshua (2) Mrs. Shirley John through the Sheriff of Bombay was returned unserved by the postal authority as the premises was found lock and the bailiff has filed an affidavit of service dated 4th August 2025. It is further stated that, upon making enquiry with the neighbour it was informed that the said premises

open occasionally. The Applicant, therefore, requested to permit him to publish the citation in two newspapers viz. “Free Press Journal” in English Language and in “Navshakti” in vernacular language i.e. Marathi, widely circulated in Mumbai.

4. Heard. Ld. Advocate for the Applicant submits that, the citation has sent for service upon (1) Mrs. Mary John alias Mary Joshua (2) Mrs. Shirley John through the Sheriff of Bombay was returned unserved by the postal authority as the premises was found lock. He further submits that, upon making enquiry with the neighbour it was informed that the said premises opened occasionally. He, therefore, prays that, the Chamber Order be allowed.

5. Perused para 8 of the Petition. For the reasons mentioned in the affidavit in support the Chamber Order is allowed. Applicant to publish the citation in two newspapers viz. “Free Press Journal” in English Language and in “Navshakti” in vernacular language i.e. Marathi, widely circulated in Mumbai, by way of substituted service of citation upon (1) Mrs. Mary John alias Mary Joshua (2) Mrs. Shirley John, legal heirs 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.

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

24.11.2025

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