

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

Date: 18th December, 2025

CALLED FOR DIRECTION:

5. CHOL/) Ms. Sana Khan, Advocate for the Applicant /
642/2025) Petitioner.
AMH20240001751C20250
0013)
IN
TP /4115/2024

P.C.

By this Chamber Order the Applicant seeks permission to serve the Citation upon David Leo, son 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.

3. Perused the affidavit in support. The Applicant has stated in the affidavit that, the deceased had one daughter and one son viz. Maureen Leo. It is further stated that, the daughter predeceased the deceased as spinster. The son viz. David Leo had left Bombay and India and migrated to USA and he did not keep any contact with the deceased. It is further stated that, the Applicant had tried to whereabouts of David Leo from relatives but despite due and diligent search he could not be found. The Applicant, therefore, requested to permit him to publish the citation by way of service upon David Leo, son of the deceased, in two newspapers

viz. "Free Press Journal" in English language and in "Nav Shakti" in vernacular language i.e. Marathi widely circulated in Mumbai.

4. Heard. Ld. Advocate for the Applicant submits that, the deceased had one daughter and one son viz. Maureen Leo. She further submits that, the daughter predeceased the deceased as spinster. She further submits that, the son viz. David Leo had left Bombay and India and migrated to USA and he did not keep any contact with the deceased. She further submits that, the Applicant had tried to whereabouts of David Leo from relatives but despite due and diligent search he could not be found. She, therefore, prays that the Chamber Order be allowed.

5. Perused para 7 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 "Nav Shakti" in vernacular language i.e. Marathi, widely circulated in Mumbai, by way of substituted service upon Shri David Leo, son 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.

18.12.2025

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