

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-12-2025

CORAM

**THE HONOURABLE MR JUSTICE C.V. KARTHIKEYAN
AND
THE HONOURABLE MR.JUSTICE K.KUMARESH BABU**

**CMP No. 5344 of 2025
IN
CMA NO. 2962 OF 2022
and
C.M.P.No.22935 of 2022**

The Branch Manager
M/s. Chola mandalam Ms General
Insurance Company Limited, No.9,
I Floor, Rajaji Road,
State Bank of Travancore Upstairs,
Peramanur, Salem.

Appellant(s)

Vs

1.Narasimha Murthy

2.Mohammed Rafiq

Respondent(s)

Prayer:

The Civil Miscellaneous Petition for Substituted Service filed under Order V Rule 20 of the Code of Civil Procedure, 1908, praying to order Substituted Service in respect of the II Respondent, through Paper Publication

in anyone of the Local newspaper pertaining to the place of the II Respondent.

For Petitioner : Mr.J.Michael Visuvasam

ORDER

(Order of the Court was made by C.V.Karthikeyan J.)

This Civil Miscellaneous Petition has been filed, seeking permission to effect service on the 2nd respondent through Substituted Service by Paper Publication.

2. In the affidavit filed, it is contended that the Court notice had been returned as “insufficient address”. The 2nd respondent had remained *ex parte* even before the Tribunal.

3. It is contended by the learned counsel for the appellant that the appellant disputes liability and therefore, completion of service on the 2nd respondent is mandatory.

4. Taking all factors into consideration, this Civil Miscellaneous Petition stands allowed. Permission is granted to effect publication in any one

newspaper having circulation at Bangalore, State of Karnataka.

5. Paper Publication to be effected on or before 19.12.2025 for the hearing dated 21.01.2026.

6. List the Civil Miscellaneous Appeal on 21.01.2026.

(C.V.K., J.) (K.B., J.)
02-12-2025

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Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

To

1.Narasimha Murthy

S/o. Venkateshappa, Res. at Bidhi Retty

Village, Pachappanikottai Taluk,

Krishnagiri District, Tamilnadu.

2.Mohammed Rafiq

S/o Abdul Salem, Res. at No.507,

Masjid Street, Attibele Street, Anekal
Taluk, Bangalore District, Karnataka.

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and
K.KUMARESH BABU, J.

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