

FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

26

INTERIM APPLICATION. NO. 2115 OF 2026
IN
FIRST APPEAL NO. 1352 OF 2025

Office Notes, Office Memoranda of Coram,
appearance, Court's Orders or directions and
Registrar's orders

Court's or Judge's order

CORAM : DR. M.S. DESHPANDE
REGISTRAR (JUDL -II)

DATE : 17/03/2026

Adv T.R. Kale i/by Adv. T.J. Mendon present for
the Applicant

As per office note, notice issued to
Respondent No. 1 is returned unserved with
Bailiff's remark dated 28/10/2025
"respondent No. 1 was not found at the given
address. On inquiry with inmate person, he
informed that respondent No. 1 left the said
premises since last five years and he is
presently residing at Dahisar, but, full and
detailed address is not known to him."

The learned Advocate for Applicant
submits that the applicant was not aware
about new address. Thus, according to him,

only option left is to serve the Respondent No. 1 by way of substituted service.

The Learned Advocate has taken out present Interim Application to serve Respondent No. 1 by way of substituted service. Address of Respondent No. 1 mentioned in the above notice is the same as mentioned in Interim Application and in memo of First Appeal as well as in Judgment of the Lower Court. The application is supported by an affidavit executed before a Notary.

In turn, Interim Application No. 2115 of 2026 for substituted service is allowed in terms of prayer clause (a), returnable by 10 weeks.

The learned Advocate for the Applicant is directed to collect copy of Publication Notice from the department within two weeks and thereafter, publish the same in the newspaper and file published copy of newspaper within 08 weeks from the date of this order. The learned Advocate is directed to do all the exercise within 10 weeks from the date of this order.

Sd/-
REGISTRAR (JUDL-II)

