

[CPC](#) Order 9 Rule 13 – Service upon an adult member of a family whether literate or illiterate, is a valid service – Served on the mother on behalf of the petitioner – Signatures on the summons admitted –

Clearly discernible that the petitioner had knowledge not only about the institution of the suit in question but also about the next date of hearing – Both are not only living in the same house but having a joint mess and are having cordial relations as well – Still further it has also nowhere been averred that the petitioner did not get sufficient time to appear and answer the plaintiff's claim – Dismissal of application for setting aside ex parte decree

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