

**HIGH COURT OF JUDICATURE AT ALLAHABAD**  
**AMENDMENT ( Admin. 'G-I' ) SECTION**  
**NOTIFICATION**

NO. 195 VIIIc,

Allahabad, Dated: 05.06.2018

**Correction Slip No. 260**

In exercise of the powers conferred by Article 225 of the Constitution of India and all other powers enabling it in this behalf, the High Court of Judicature at Allahabad is pleased to make the following amendment in Allahabad High Court Rules, 1952 Volume I., with effect from the date of its publication in the Official Gazette.

**'Allahabad High Court (Amendment) Rules, 2017.'**

- 1. Title and commencement:-**
- (i) These Rules shall be called "Allahabad High Court (Amendment) Rules, 2017"
- (ii) These Rules shall come into force from the date of its publication in the official gazette of the Government.
- 2. Definition:-**
- The Rule means "Allahabad High Court Rules, 1952."

**3. Amendment in Rule 12 of Section E of Chapter VIII:-** The existing provisions of Rule 12 of Section E of Chapter VIII of the Allahabad High Court Rules, 1952 be amended as follows:-

**Amendment**

**SECTION- E of Chapter VIII**  
**SERVICE OF NOTICE**

**12. Service of notice by post or publication.-** A notice, in addition to the court notice, may also be served by the petitioner/appellant through his Advocate to the respondent(s) by registered post or speed post or by such courier service, as may be approved by the court, or any other electronic mode and file affidavit of service accompanied by proof thereof or with the permission of the court by substituted service, publishing the notice in a daily newspaper, having wide circulation in the districts, in which the defendant/respondent is last known to have actually or voluntarily resided/carried on business or personally worked for gain;

Provided that where an order for publication of notice has been passed by the Court or by the Registrar General, as the case may be, the party on whose behalf the notice is to be published shall, within seven days from the date of the order, obtain the tentative date from the office on the prescribed form of the notice duly filled in by the party or his counsel and shall get it published before the date fixed in a daily newspaper circulating in the locality in which the respondent or the opposite party, as the case may be, is last known to have actually and voluntarily resided, carried on business or personally worked for gain.

Provided further that the party or his counsel getting the notice published as aforesaid shall so arrange that the notice is published at least ten days before the date fixed in the notice and shall file a copy of the newspaper containing the notice before the Registrar General a week before the date fixed.

Provided also that where the copy of the newspaper is not supplied within the time prescribed in the preceding proviso, the case or the application, as the case

may be, on which the order for publication of notice had been passed, shall be listed before the Court for such orders as the Court deems fit.

Explanation I :- Where the party fails to file the copy of the newspaper he shall be deemed to have committed default in supplying the notice, and the provisions of Rule 4 of Chapter XII shall *mutatis mutandis* apply in such cases.

Explanation II :- A notice sent by registered post shall, unless it is received back from the post office as undelivered, be deemed to have been served at the time at which it would be delivered in the ordinary course of post.

**By Order of the Court**

**Registrar General**