

**Precedent No. 30**

**AFFIDAVIT: SERVICE OF NOTICE TO THE RESPONDENT**

BEFORE THE HON'BLE HIGH COURT OF

Miscellaneous Application No...of 20

In

Writ Application No.....of 20

**IN THE MATTER OF:**

A.B

.....PETITIONER

VERSUS

B.C

.....RESPONDENT

**AFFIDAVIT**

I, .....W/o....., aged ..... years, presently and permanently residing in....., do hereby solemnly affirm and declare as under:

1. I am the petitioner in the Miscellaneous application and the petitioner in the Writ Application referred to above. I am well acquainted with the facts and circumstances of the present case and I am competent to swear to this affidavit.
2. The Writ Application referred to above is filed seeking *Certiorari* or such other writ, order or direction quashing Ex. P. 5 order passed by the 1st respondent to stop them from carrying on the demolitions under their new Building Rules.
3. This Hon'ble Court was pleased to order visual notice to be served on the respondents after admitting the Writ Application No ..... The notice was duly attempted to be served on the first respondent by the deponent on ..... However, the 1st respondent refused to receive the notice and acknowledge the receipt of the same. This fact is testified by the four witnesses who have signed on the back of the notice taken out to him. In fact, the said notice was tendered alongwith the copies of this writ application, exhibits, stay application and affidavit.
4. In view of the abovementioned facts, it has to be construed that the service of the said notice was affected on the 1 st respondent.

*SdJ*

Deponent.

**VERIFICATION**

Verified at .....on this the .....day of....., 20....., that the contents of the above affidavit are true and correct to the best of my knowledge, belief and information and nothing material has been concealed therefrom.

*SdJ*

Deponent.

Solemnly affirmed and signed before me by the deponent, who is personally known to me, on this the ..... day of....., 20 .....

*SdJ*

Counsel for the deponent.

**Note:** Affidavit to be attested by the appropriate authority prescribed under law.