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Soldiers (Litigation) Act, 1925

Section 6 - Notice to be given in case of unrepresented Indian soldier.— 4[

1)] If a Collector has certifiedunder section 5, or if the Court has reason to believe, that an Indian soldier, who is a party to anyproceeding pending before it, is unable to appear therein, and if the soldier is not represented by anyperson duly authorised to appear, plead or act on his behalf, the Court shall suspend the proceeding, andshall give notice thereof in the prescribed manner to the prescribed authority: Provided that the Court may refrain from suspending the proceeding and issuing the notice if (a) the proceeding is a suit, appeal or application instituted or made by the soldier, alone or conjointly with others with the object of enforcing a right of pre-emption, or (b) the interests of the soldier in the proceeding are, in the opinion of the Court, either identical with those of any other party to the proceeding and adequately represented by such other party or merely of a formal nature. 5 [(2) If it appears to the Court before which any proceeding is pending that an Indian soldier thoughnot a party to the proceeding is materially concerned in the outcome of the proceeding and that hisinterests are likely to be prejudiced by his inability to attend, the Court may suspend the proceeding andshall give notice thereof in the prescribed manner to the prescribed authority.]

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