

TITLE 7: CIVIL PROCEDURE
DIVISION 1: JURISDICTION AND PROCESS

§ 1301. Order to Appear or Plead.

In any action in the Commonwealth Trial Court for annulment, divorce or adoption or to enforce or remove any lien upon or claim to real or personal property within the Commonwealth, or to adjudicate title to any interest in such property, where any defendant cannot be served within the Commonwealth, or does not voluntarily appear, the court may order the absent defendant to appear or plead by a certain day.

Source: 6 TTC § 51.

Commission Comment: Section 4 of PL 6-25, the “Commonwealth Judicial Reorganization Act of 1989,” provides that “[w]herever the term ‘Commonwealth Trial Court’ appears in the Commonwealth Code, it is henceforth to be interpreted and understood to refer to the Commonwealth Superior Court.”