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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL.M.C. 3530/2008

SHALU NAGPAL

..... Petitioner

Through

Mr. Shailendra Babbar, Adv.

versus

STATE

..... Respondent

Through

Ms. Fizani Husain, APP for the State

CORAM:

HON'BLE MR. JUSTICE M.L. MEHTA

ORDER

% 21.11.2011

It is seen that the case is being adjourned for the last three years for the service of respondent No.2. Notice issued to respondent No.2 have repeatedly returned with the report that there is no person with the name at the given address.

Vide order dated 18.08.2009 it was made clear if the petitioner will not be able to procure the attendance of respondent no.2 for 12.10.2009, no further opportunity was given to him in this regard. Despite this order, the petitioner has managed to seek repeated adjournments on one ground or another for the service of respondent No.2.

Having seen the record that respondent No.2 was not available and could not be traced, no useful purpose will be served by continuing with the present petition.

Hence, the present petition stands dismissed for non prosecution.


M. L. MEHTA, J

NOVEMBER 21, 2011/b

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