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***IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 318/2018 & CrI.M.A.No. 1923/2018

AJAY GAUTAM

..... Petitioner

Through : Petitioner in person

versus

UNION OF INDIA & ORS

..... Respondents

Through : Mr. Vikram Jetly, CGSC for
R-1 & 2

Ms. Sonia Sharma, SC for
R-3

Mr. Rahul Mehra, SC(CrI.)
with Mr. Jamal Akhtar, Mr.
Tushar Sannu and Mr. Anuj
Jain, Advs. for the State

Insp. Narender Singh & SI
Rajesh Kumar from
PS Dabri

CORAM:

HON'BLE THE ACTING CHIEF JUSTICE

HON'BLE MR. JUSTICE C.HARI SHANKAR

ORDER

09.03.2018

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1. The petitioner who appears in person has made detailed submissions which relate to the facts of a complaint filed against him and his wife by a third party; the orders arising therefrom; the protracted enquiry being undertaken by the police and the action taken reports being filed. The primary grievance of the petitioner appears to be that the protracted proceedings which have no basis in law or in facts are being maintained against him and his wife in utter disregard of their rights under Article 21 of the Constitution

of India. The petitioner submits that the trial courts as well as the respondents are proceeding in a like manner in most applications which are filed under Section 156(3) of the CrPC. A prayer is therefore made for framing of guidelines with regard to the manner in which the proceedings under Section 156(3) CrPC are to be undertaken by the courts and how the police is required to proceed pursuant to orders passed thereon. There appears to be substance in the grievance of the petitioner and the prayers sought by him.

2. Unfortunately, the writ petition does not articulate the above facts or the grievance in a proper manner and deserves to be reframed. The writ petitioner ought to place the entire factual background in the petition itself instead of enclosing the complaint and the proceedings and action taken reports as mere annexures thereto.

3. In view of the above, the petitioner seeks leave to withdraw this writ petition with liberty to file appropriate proceedings in accordance with law.

4. This writ petition and application are dismissed as withdrawn with liberty as prayed.

Dasti under signatures of the Court Master.

ACTING CHIEF JUSTICE

C.HARI SHANKAR, J

MARCH 09, 2018/kr