

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

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**CRM-M No.35254 of 2021 (O&M)
Date of Decision: 28.09.2022**

Vijesh Yadav

...Petitioner

Versus

Ravinder Singh and others

...Respondents

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present:- Mr. Parminder Singh, Advocate
for the petitioner.

MEENAKSHI I. MEHTA, J. (Oral)

The petitioner herein has laid challenge to the order dated 03.03.2021 (Annexure P-6) passed by the Revisional Court in the Criminal Revision whereby the service of notices upon respondents No.1 and 5 to 7 therein, has been dispensed with and the case has been adjourned for hearing the arguments.

2. The facts, in brief, culminating in the filing of the instant petition, are that the petitioner had got a criminal case registered against respondents No.1 to 8 and their co-accused, at Police Station Civil Lines, Karnal vide FIR No.187 dated 16.03.2012 under Sections 420 and 406 IPC but the afore-mentioned respondents had wrongly been discharged by the concerned Court vide the order dated 09.09.2015 and the petitioner filed the said Criminal Revision in the Court of learned Sessions Judge to assail the said order and the order Annexure P-6 has been passed therein.

3. Today, learned counsel for the petitioner submits that only one opportunity be granted to the petitioner to furnish the latest, correct and complete addresses of respondents No.1 and 5 to 7 and to get the notices/ summonses served upon them through *Dasti* process also, besides ordinary or any other electronic modes and in case, the notices would still remain unserved, then the Revisional Court may proceed further with the said Criminal Revision.

4. Ms. Ambika Sood, learned Additional Advocate General, Haryana, who has appeared on behalf of respondent No.9-State in this case in pursuance of the copy of the present petition having been sent to this respondent in advance, has no objection for the same.

5. Resultantly, the petition in hand is allowed accordingly and the impugned order Annexure P-6 is set-aside subject to the condition that the petitioner shall furnish the latest, correct and complete addresses of respondents No.1 and 5 to 7 before the Revisional Court within four (04) weeks from the date of this order and shall also make sincere endeavours to get the notices/summonses served upon these respondents through *Dasti* process, besides other legally permissible/prescribed modes.

6. It is further clarified that in case of any lapse on the part of the petitioner in furnishing the above-said addresses within the afore-stipulated period or in the eventuality of the notices/summonses still remaining unserved even after the submission of the said addresses, the Revisional Court shall be at liberty to proceed further with the Criminal Revision Petition, as pending before it, in accordance with law. It is also pertinent to

mention here that since this order is being passed at the preliminary stage, without serving the notices upon respondents No.1 to 8, these respondents shall be at liberty to move an appropriate application before this Court for getting this petition revived and contesting the same on merits.

28.09.2022
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(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned: *Yes*
Whether Reportable: *No*