

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

CRM-A-10891-MA-2018

Date of decision : 01.04.2022

Chander Shekhar

.....Appellant

Versus

Sunil Kumar

....Respondent

CORAM:- HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Subhash Godara, Advocate
for the appellant.

SANDEEP MOUDGIL, J. (ORAL)

In the instant appeal, vide order dated 11.03.2019, notice of motion was issued to the respondent for 14.08.2019, through ordinary process, registered post and *dasti* as well, on furnishing of correct address, process fee, requisite number of copies of paper-book, registered cover and incidental expenses, if any, within a period of two weeks from that day.

This Court had categorically ordered on 14.08.2019 that in case of non-compliance of the directions, in its letter and spirit, this Criminal Miscellaneous Application would entail dismissal for want of prosecution.

Confronted with the report made by the Registry of this Court that the registered notice have been received back with the report that the addresses was not found at the given address and *dasti* notice has not been received back.

Learned counsel for the appellant is also unable to show any record of attempt to serve the respondent by *dasti* process and even with regard to the deposit of process fee for the said purpose.

Faced with the situation, this Court has no other option but, in view of the directions contained in order dated 11.03.2019, is constrained to follow the same. Accordingly, in the absence of service and any effort of serving the respondent on the part of the appellant, present Criminal Miscellaneous application is ordered to be dismissed for non-prosecution.

April 1st, 2022
ps-I

(SANDEEP MOUDGIL)
JUDGE

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