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

+ **W.P.(CRL) 2335/2022 & CRL.M.A. 21019/2022**

MOHAMMED KHAN

..... Petitioner

Through: None.

versus

THE STATE GOVERNMENT OF NCT OF DELHI & ORS

..... Respondents

Through: Mr. Yasir Rauf Ansari, ASC for State
with SI Amandeep Rana, PS: Bindapur.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

22.02.2024

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1. This writ petition has been filed by the Petitioner *inter alia* seeking a direction to suspend Respondent No.2, SHO Binda Pur Police Station and Respondent No.3, PSI, Binda Pur Police Station, alleging that they have intentionally and wilfully failed to perform their duties and deliberately not filed FIRs against Respondents No.4 to 12 despite written complaints by the Petitioner.

2. Order sheets indicate that Petitioner is unrepresented on the last two dates of hearing and even today, none appeared on behalf of the Petitioner despite the matter having been called twice. It appears, the Petitioner is no longer interested in prosecuting the petition. Even otherwise, in law, the directions sought by the Petitioner to suspend Respondents No.2 and 3 cannot be issued by this Court in view of the settled law on this aspect by

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the Supreme Court in *Pramod Kumar Jha v. State of Bihar and Anr.*, CRL. A. 1092/2002, decided on 18.06.2008; *Dr. Dilip Kumar Deba v. State of Assam & Anr.*, (1996) 6 SCC 234 and several judgments of this Court including in *Rakesh Chand v. State of NCT of Delhi*, 2015 SCC OnLine Del 14193 and *Ajit Kumar v. State (NCT of Delhi)*, 2022 SCC OnLine Del 3945 etc.

3. As the Petitioner is not prosecuting the petition, the same is dismissed for non-prosecution.

JYOTI SINGH, J

FEBRUARY 22, 2024/kks