

SC no. 258/17
State Vs. Saleem @ Mota Etc.
FIR no. 235/17
PS: Khajuri Khas

08-06-2023

Present: Sh. Ramesh Bajiya, Ld. Addl. PP for State
Accused Saleem @ Mota, Imran and Riyajuddin in
person
Sh. Amit Singh, advocate for accused Saleem

NBWs against the accused Saleem @ Mota received back unexecuted with the report that his father Ayub met at the given address who stated that accused Saleem is not residing with him at the given address as he used to pick up quarrel on daily basis.

At this stage, an application for cancellation of NBWs filed on behalf of accused Saleem @ Mota.

The application is strongly opposed by Ld. Addl. PP for State.

Heard on the application.

Perusal of record reveals that NBWs against the accused Saleem @ Mota were issued vide order dated 09-05-2023. The only reason given for non-appearance of accused on the previous date is that accused had struck in traffic jam. No plausible explanation has been given as to why no steps were taken on behalf of applicant/accused for getting his NBWs cancelled since 09-05-2023. In view of the service report on NBWs, this court is not inclined to cancel his NBWs. Accordingly, the application stands dismissed. Accused Saleem @ Mota be taken into custody and sent to JC.

Put up for PE on 16-09-2023. Issue summons to all remaining PWs for NDOH through IO.

(Pankaj Arora)
ASJ-04/North-East District/KKD
Delhi/ 08-06-2023