

CNR No. DLST01-008191-2021

SC No. 351 of 2021

State Vs Murti & Ors.

FIR No. 258/2021

PS Ambedkar Nagar

03.11.2023

Present: Dr. Dinesh Kumar Singh, Ld. Addl. PP for the State.
Accused Murti on bail.
Accused John Massy in person.
Accused Dalchand @ Dalu absent.
Sh. Azad Singh and Sh. Ritik Gupta, Ld. Counsels
for accused John Massy.

**Ld. Additional PP for State has been assigned to
this Court on sharing basis.**

Fresh vakalatnama filed on behalf of accused John
Massy, taken on record.

Application for cancellation of NBWs has been
moved on behalf of accused John Massy.

It is submitted that accused John Massy could not
appear before this Court on the last date of hearing as her
daughter was unwell.

Heard. Records perused.

In the facts and circumstances as mentioned in the
application, **the NBWs issued against accused John Massy are
cancelled. His bail bond is restored.**

**Application for cancellation of NBWs stand
disposed of.**

NBWs issued against accused Dalchand @ Dalu
received back unserved with the report that he has already left the

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given address 04-05 years ago and his present whereabouts are not known.

The Court is convinced that the accused Sameer @ Dalchand @ Dalu has absconded or is deliberately concealing himself so that the NBWs against him cannot be executed.

Issue process u/s 82 Cr.P.C. against the accused Dalchand @ Dalu through the IO for the NDOH. A copy of proclamation be also published in a daily newspaper circulating in the place in which the accused Dalchand @ Dalu ordinarily resides.

It is noted that on the last date of hearing, the surety amount was reduced to Rs 15,000/- and Sh. Ram Prakash, Surety of accused Dalchand @ Dalu undertook to deposit the said amount today, however, surety has not appeared today despite waiting and repeated calls.

In view of the above, let NBWs be issued against Ram Prakash, Surety of accused Dalchand @ Dalu through the SHO concerned for next date of hearing.

List now for report on warrants of surety of accused Dalchand @ Dalu and report on the process under Section 82 Cr.P.C. on **15.01.2024**.

**(Navjeet Budhiraja)
ASJ-02 (South)/ Saket Courts
New Delhi/03.11.2023**