

State of Haryana Vs Mandeep Kundu TRAFFIC-1531-2025

Present: Sh. Shivraj, learned APP for the State.
 None for accused.

Notice issued to accused received back served. Perusal of the record, it transpires that despite repeated issuance of process and making strenuous efforts by the concerned agency, the presence of the accused could not be secured before the Court. It is further revealed from the record that the particulars of the accused available on the file are incomplete and insufficient for the purpose of securing his presence through coercive process. The processes issued earlier have remained unexecuted and no fruitful result has been achieved despite repeated attempts. In the present circumstances, this Court is of the considered opinion that continuation of the proceedings and issuance of further process against the accused, in absence of proper and complete particulars, would serve no useful purpose and would merely amount to prolonging the proceedings unnecessarily. Hence, further process at this stage appears to be a futile exercise.

Keeping in view the aforesaid facts and circumstances and in exercise of powers conferred under Section 258 of the Code of Criminal Procedure, the proceedings of the challan in question are hereby stopped for the time being. However, it is made clear that the proceedings may be revived and taken up again in accordance with law as and when the accused appears or is produced before the Court. Accordingly, the file be consigned to the Record Room after due compliance, with liberty to revive the proceedings on the appearance or surrender of the accused.

Date of Order: 18.07.2026
Ashima

(Ankita Garg)
Judicial Magistrate First Class,
Kaithal, UID No. HR0595