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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ EX.P. 108/2011 & EAs No.223/2011 (for condonation of 310 days
delay in filing the petition) & 825/2012 (of JD-2 objection)
MOHD SHAMIM Decree Holder
Through: Mr. A.A. Ansari, Adv.
Versus
SHAHNAWAZ KHAN & ANR Judgement Debtors
Through: Mr. I. Ahmed Adv. for Mr. S.D.
Ansari Adv. for JD-2 along with JD-
2.

CORAM:
HON'BLE MR. JUSTICE RAJIV SAHAI ENDLAW

ORDER

% **14.05.2018**

1. This order is in continuation of the earlier orders with effect from 21st May, 2012 and last order dated 6th March, 2018.
2. A communication dated 11th May, 2018 has been received from IHBAS to the effect that due to irregular follow up by the decree holder, the decree holder could not be evaluated. Institute of Human Behaviour & Allied Sciences (IHBAS), Dilshad Garden, Delhi-110095 has requested for a direction to the Investigating Officer (IO) to facilitate the process of bringing the decree holder and his family to Psychiatry and Neurology OPD on Tuesday/Thursday/Saturday at 8:30 AM and has further informed that the Medical Board Examination will be completed in three or four weeks, provided the decree holder follows up regularly 2-3 times at Psychiatry and Neurology OPD and thereafter only the report can be submitted.



3. It is quite obvious that the decree holder, after taking the plea of unsoundness of mind to avoid punishment for contempt, is now evading his mental evaluation.
4. It is deemed expedient to direct the decree holder to be taken into custody so that he can be produced before IHBAS as sought by IHBAS, to report about the mental condition of the decree holder.
5. IHBAS is also requested to report on the mental condition of the decree holder as in the year 2012.
6. The presence of Martial of the Court has been requisitioned. He is directed to take the decree holder into custody and lodge the decree holder for the period of his mental evaluation, at such place as may be deemed appropriate by the Police Authorities and to produce the decree holder in the Psychiatry and Neurology OPD of IHBAS tomorrow morning i.e. 15th May, 2018 at 8.30 a.m. and to thereafter, from time to time produce the decree holder in IHBAS as may be directed by the doctors of IHBAS and till the evaluation of the decree holder as directed, has been completed and whereupon the decree holder be produced before this Court.
7. List tentatively on 3rd July, 2018.

RAJIV SAHAI ENDLAW, J.

MAY 14, 2018

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