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

+ **CRL.M.C. 1733/2017**

D K SHARMA

..... Petitioner

Through: Mr. Vishvendra Verma and Mr. D.K. Sharma, Advocates.

versus

STATE NCT OF DELHI & ORS

..... Respondents

Through: Mr. Shoaib Haider, APP for the State with SI Ashish Kumar, P.S.: Chanakyapuri.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

21.03.2023

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Though office report indicates that service of bailable warrants upon respondent No.2 is awaited, Mr. Shoaib Haider, APP appearing for respondent No.1/State submits, that bailable warrants could not be served since the Investigating Officer is informed that respondent No.2 has moved to Canada along with his family after selling his house in Delhi.

2. In the circumstances, let the petitioner provide to the Registry the e-mail IDs and WhatsApp number of respondent No.2; on which the Registry is directed to send fresh notice to respondent No.2, returnable for the next date.
3. Let notice be also sent to counsel who had appeared for respondent No.2 on 08.12.2017 and 19.04.2018.



4. Let the notice indicate that reply to the petition be filed within 06 weeks of service; rejoinder thereto, if any, be filed within 04 weeks thereafter, with copies to the opposing counsel.
5. Let the notice also indicate that if no reply is filed within the stipulated time, the court would proceed to set respondent No.2 *ex-parte*.
6. Let the Registry file a report in regard to service of notice, before the next date.
7. Learned counsel for the petitioner submits that insofar as respondent No.3 is concerned, he has already filed an affidavit explaining his position in the matter and the petitioner does not wish to pursue any coercive steps against respondent No.3.
8. Re-notify on 02nd August 2023.

ANUP JAIRAM BHAMBHANI, J

MARCH 21, 2023/ak