

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 5109 of 2022**

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SAMSON CLEMENT CHRISTIAN

Versus

STATE OF GUJARAT

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Appearance:

ADVOCATE NOTICE SERVED for the Petitioner(s) No. 1

for the Respondent(s) No. 1

GOVERNMENT PLEADER for the Respondent(s) No. 1

MR RITURAJ M MEENA(3224) for the Respondent(s) No. 2,3

NOTICE SERVED BY DS for the Respondent(s) No. 4,5

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CORAM: **HONOURABLE MR. JUSTICE NIRAL R. MEHTA****Date : 26/04/2023****ORAL ORDER**

1. The Co-ordinate Bench has passed the following orders on various dates.

i. On 31.03.2022, the following order had passed:

"It is informed that learned advocate Mr. Rituraj Meena has instructions to appear on behalf of respondent no.2 and 3 and time is sought for.

Stand over to 13.04.2022. It is clarified that no further adjournment shall be granted on the next date of hearing."

ii. Then, on 20.10.2022, the Court had passed the following order:

"Today, when the matter is called out, learned advocate for the petitioner was not present before this Court. In the interest of justice, as a last chance, the matter is adjourned to 14.11.2022."

iii. Thereafter, on 01.12.2022, the following order had passed.

"Even on the second call in the second session, none appears for the petitioner. In the interest of justice, stand over to 01.07.2023."

iv. On 17.01.2023, the following order had passed:

“Learned advocate Ms. P.S Palmer has filed a note in the registry on 13.01.2023, stating that in absence of there being any instructions from the petitioner, she may be permitted to retire as she has already intimated to the petitioner by R.P.Ad.

In view of the aforesaid note filed by learned advocate Mr. Palmer appearing for the petitioner, Ms. Palmer is permitted to retire from the matter.

Hence, issue fresh notice to the petitioner returnable on 20.02.2023.

Registry is directed not to show the name of learned advocate Ms. Palmer for the petitioner.”

v. Lastly, on 19.04.2023, the Co-ordinate bench had passed the following order:

“Though served, none appears on behalf of the petitioner. However, in the interest of justice, re-list this matter on 26.04.2023.”

2. Today, when the matter is taken up, none appears on behalf of the petitioner. It appears that petitioner has lost interest in the matter. However, so as to give him last opportunity, issue **FRESH NOTICE**, upon the petitioner, returnable on **03.05.2023**. To be served upon the petitioner through the concerned Police Station.

(NIRAL R. MEHTA,J)

Radhika