

(CHAMBER MATTER)

ITEM NO.55

COURT NO.5

SECTION II

SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).703/2007

(From the judgment and order dated 06/10/2006 in CRL No. 667/2006
of The HIGH COURT OF DELHI AT N. DELHI)

STATE OF GOVT. OF NCT OF DELHI

Petitioner(s)

VERSUS

VISHNU PRASAD PANTHI

Respondent(s)

(With office report on default)

Date: 18/03/2009 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ALTAMAS KABIR
(In Chambers)

For Petitioner(s) Ms. Shweta Verma
Mr. P. Parmeswaran, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following
ORDER

Seen the office report dated 3rd March, 2009.

It appears that the petitioner has since on 2/3/2009 filed an affidavit regarding the status of dasti service. From the said affidavit by the Deputy Commissioner of Police, Special Branch, Delhi, it appears that the attempts to serve the respondent in Nepal were not successful, inasmuch as, the notice issued to the respondent which was forwarded to the Embassy of Nepal for service upon the respondent was returned with the remarks that it could not be served in the absence of a Treaty on Mutual Legal Assistance between Nepal and India.

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In effect it means that notice cannot be served on the respondent through the normal channel.

In that view of the matter, service may be attempted by publication in a local newspaper in the area in which the respondent is said to be residing. Such publication may be completed within three months and a report thereof may be filed.

Put up the matter before the learned Chamber Judge once such report is filed.

[Usha Bhardwaj]
Court Master

[Usha Sharma]
Court Master