**Before The Hon'ble District Consumer Dispute Redressal Forum At Shimla**

App No :\_\_\_\_\_\_\_  of  2004 in Complaint No: \_\_\_\_\_\_\_

                                                            Applicants/Complainants

                                       Versus

                                                            Respondents/Non-Applicants

Application under Section 151, Order 38 Rule 1 and 2 of CPC read with Section 13 [4] [I] of The Consumer Protection Act, 1986 for \_\_\_\_\_\_\_ arrest of the opposite parties Nos 1 and 2 before judgment.

Respectfully Sheweth :

1.   That the complainants/applicants have filed the above complaint in this Hon'ble Forum, hearing whereof will take some time.

2.    That when the complaint came up before this Hon'ble Forum on \_\_\_\_\_\_, this Hon'ble Forum was pleased to issue notices to the respondents.

3.    That \_\_\_\_\_\_\_

4.    That seeing the conduct of the respondents Nos. \_\_\_\_\_, the complainants/applicants have reasonable apprehensions that the respondent No. \_\_\_\_ are doing so with intent to delay the complainant and to avoid the process of this Hon'ble Court and obstruct and delay the administration of justice, process of this Hon'ble Forum and  execution of order that may be passed by this Hon'ble Forum.  It is further submitted that the respondent Nos. \_\_\_\_ have wound up their business at \_\_\_\_Shimla and are likely wound up their business at Solan and defrauded their customers of their hard earned money to the tune of crores of rupees.  The respondent Nos. \_\_\_\_ are now about to abscond or leave the local limits of the jurisdiction of this Hon'ble Forum  and have already disposed of and removed from the local limits of the jurisdiction of this Forum their property.  The circumstances are affording reasonable probability that the respondents are about to leave India as there will be multiplicity of litigation against them as they have started their business solely with a view to defraud the customers.

5.   That interest of justice therefore, demands that this Hon'ble Forum may be pleased to issue a warrant to arrest the respondent Nos. \_\_\_\_\_\_ and bring them before the Forum to show cause why they should not furnish security for their appearance for enforcing their attendance.

6.    It is, therefore, most respectfully prayed that this application may be allowed and during the pendency of this complaint, the warrant for arrest of respondent No. \_\_\_\_ be issued and security obtained from them in accordance with law.  This Hon'ble Forum may also be pleased to take note of the contempt committed by the respondents Nos.  \_\_\_\_\_.  Such other orders be also passed in favour of the complainants as deemed fit and proper by this Hon'ble Court in the facts and  circumstances of the case.

AND FOR THIS ACT OF KINDNESS, THE HUMBLE APPLICANT AS IN DUTY BOUND, SHALL EVER PRAY.

Shimla                                                                          Applicants/Complainants

\_\_\_\_\_\_\_                                                                      Through, Advocate

**BEFORE THE HON'BLE DISTRICT CONSUMER DISPUTE REDRESSAL FORUM**

App No :\_\_\_\_\_\_ of  2004 In Complaint No :\_\_\_\_\_\_

                                                            Applicant/Complainant

                                       Versus

                                                            Respondents/Non-applicants

Affidavit in support of Application under Section 151, Order 38 Rule 1 and 2 of CPC read with Section 13 [4] [I] of The Consumer Protection Act, 1986.

I, \_\_\_\_\_\_, do hereby solemnly affirm and declare  as under :-

1.   That the accompanying application has been prepared under my instructions

2.   That the contents of paras 1 to \_\_\_\_ of the accompanying application are correct and true to the best of my knowledge.

3.   That I further solemnly affirm and declare that this affidavit of mine is correct and true, no part of it is false and nothing material has been concealed therein.

          Affirmed at Shimla this the \_\_\_\_\_\_.

Deponent