

**CIRCULAR No. 21/2010**

Sub : - Service of Summons / Notices / Judicial processes etc on the persons residing in US as per the MLAT between India and USA – Reg.

Ref :- Letter No. 25016/10/2008-L.C. dated 17/03/10 of MHA, New Delhi.

Ministry of Home Affairs, New Delhi has issued guidelines with regard to the service of Summons / Notices / Judicial Processes etc on the persons residing in US abroad and to state that the US Department of Justice has desired that service of Summons / Notices / Judicial Processes etc on the persons residing in US should be as per Article 4 of the Mutual Legal Assistance Treaty between India and USA.

**02.** A copy of draft letter issued by MHA including the details of case as per MLAT is enclosed as Annexure – 1 which shall be mandatorily forwarded by the Court with the legal documents for service in USA.

**03.** The letter at Annexure – 1 may be sent both in hard and soft copy. Soft copy may be in the form of "Microsoft Word" format in a CD or may be E-mailed at [jd-us-legal@mha.gov.in](mailto:jd-us-legal@mha.gov.in).

**04.** In the circumstances stated above, all Police Officers are directed to strictly follow the instructions mentioned above with regard to the service of Summons / Notices / Judicial processes etc on the persons residing in USA.

**05.** The Circular and the reference of the communication from Government of India may also be brought to the notice of Prosecutors and Judicial Officers concerned also, so that appropriate legal steps can be taken, wherever necessary.

**DIRECTOR GENERAL OF POLICE**

To

All Officers in List 'B'

Copy to : CA to all Officers in PHQ

" : Manger/ DySP, PIC PHQ for information.

" : Stock File / Circular Book