

**CBI Vs. Abhishek Tiwari & Ors.**  
**FIR No. RC 218/2021/A/0005**  
**CC No. 66/2021**  
**CNR No. DLCT -000488-2021**

**27.02.2023**

Present : Sh. V. K. Pathak, Ld. Senior PP for CBI with IO.  
Shri D.S. Kohli alongwith Shri Himanshu, Ld.  
counsels for applicant Vikrant Deshmukh.

Orders dated 20.02.2023 from Hon'ble High Court of  
Delhi received and the relevant portion of the order is as under:

*“I have considered the submissions. Section 70(2) of the Code of Criminal Procedure (Cr. P.C.) specifically provides that the court issuing the warrants has jurisdiction to cancel the same. In view of the submissions made by learned senior counsel let an application for cancellation of NBWs be moved before the learned Special Judge. Learned Special Judge shall consider the same as per law without being influenced by the factum of the filing of present petition and its withdrawal. It is also made specifically clear that this court has not gone into the merits of the case and no expression made herein shall tantamount to be an impression on the merits of the case. Learned Special Judge shall decide the issue of cancellation of NBWs being moved by the petitioner independently.*

*Learned Special Judge is directed to dispose of the application of cancellation of NBWs within 7 days of the filing thus for two weeks i.e. till 06.03.2023, the NBWs issued against the petitioner shall not be executed”.*

An application is moved on behalf of applicant Shri Vikrant Shridharrao Deshmukh U/s 70 (2) Cr. P.C for cancellation of warrants of arrest issued against him vide order dated 05.07.2022. Copy supplied.

As the application for cancellation of NBWs has to be decided within 7 days of the date of filing, therefore the matter is adjourned for 01.03.2023 for reply and arguments.

(Rakesh Kumar-III)  
Special Judge (PC Act)(CBI)-02  
Rouse Avenue District Court  
**New Delhi/27.02.2023**