

CNR No. DLWT01-001377-2023

CA No. 53/2023

Rajiv Dhingra Vs. State & Anr.

u/s 397 Cr.P.C/NI Act

19.08.2025

Present : Ms. Parul Dureja, Ld. Counsel for the appellant.

Appellant Rajiv Dhingra present through VC.

However, an application seeking exemption from personal appearance has been moved on his behalf a/w medical documents.

Heard. perused.

In view of the averments made in the application, the same stands disposed of as *allowed* for today only with directions to the appellant to remain present before this court on NDOH.

Ms. Surbhi Notyal, Ld. Counsel for the respondent through VC.

Respondent Sapna Talwar in person.

This appeal is fixed for arguments.

However, some time has been sought to address arguments.

Time is granted in the interest of justice.

At this stage, an application for release DD deposited by the appellant in compliance of order dated 14.02.2023 has been moved on behalf of respondent no.2 a/w her fresh address and phone number. Copy of the same has been supplied to the Ld. Counsel for appellant. The said application is not opposed by Ld. Counsel.

Separate statement of respondent no.2 has been

recorded, whereby she has stated that if an adverse order is passed against her in the present appeal, then she undertakes to return the DD amount, if the same is released to her and violation of order, if any, passed in her favour by this court shall make her liable in accordance with law.

For the reasons mentioned in the application as well as in the light of the statement recorded and also considering no-objection given by the Ld. Counsel for the appellant.

Application stands *allowed*.

Further, Ld. Trial Court is directed to release the DD kept on record to the respondent against proper receipt and due verification.

As the validity of DD has lapsed, therefore, Ld. Trial court is further directed to validate the said DD by issuing directions to Bank Manager concerned for release of amount to the complainant/respondent.

Put up now on 12.11.2025 for purpose fixed.

TCR be sent back today itself and be called before the NDOH.

VINEET KUMAR
ASJ-02/ THC/West/Delhi
19.08.2025