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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ CRL.REV.P. 201/2023 & CRL.M.A. 5073/2023 (Stay)

DR. NEERAJ AGGARWAL

..... Petitioner

Through: Mr. Vikas Pahwa, Senior Advocate
with Mr. Vishal Bhatnagar, Ms. Lata
Walia, Mr. Karan Arora, Ms.
Numisha Jain, Mr. Arun Kandwa,
Advocates.

versus

STATE OF NCT DELHI THROUGH SHO PS AMAR COLONY

..... Respondent

Through: Mr. Aman Usman, APP for the State
with S.I. Chanchal, P.S. Amar
Colony, New Delhi.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

24.02.2023

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The present petition under Sections 397/401 of the Cr.P.C. seeks
following prayers:

“It is therefore most respectfully prayed that this Hon'ble Court
may kindly be pleased to set aside the Order on Charge dated
23.01.2023, passed in the court of MS. Surya Malik Grover, LD,
ASJ-Spl. Fast track Court, South-East District, Saket Courts, New
Delhi SC No. 592/2018 qua petitioner i.e., Dr. Neeraj Aggarwal.
Any other order which this Hon'ble Court deems fit and proper in
the facts and circumstances of the present case may also kindly be
passed in favor of the petitioner/accused.”

Learned Senior Counsel appearing on behalf of the petitioner submits



that the charges framed *qua* the present petitioner under Sections 201/202 of the IPC, *vide* impugned order on charge, dated 23.01.2023, passed by Ms. Surya Malik Grover, Additional Sessions Judge, Special Fast Track Court, South-East District, Saket Courts, New Delhi, in SC No. 592/2018, arising out of FIR No. 394/2018, registered at P.S. Amar Colony, was on account of presumptions with respect to the circumstances under which the prosecutrix was treated by the petitioner.

Issue notice.

Learned APP for the State accepts notice and seeks time to file status report. Let the same be done before the next date of hearing.

Issue notice to the prosecutrix to be served through the Investigating Officer concerned.

In the meantime, the impugned order on charge dated 23.01.2023 passed by learned Additional Sessions Judge *qua* the present petitioner shall remain stayed, till the next date of hearing.

List on 15.03.2023.

Order be uploaded on the website of this Court *forthwith*.

AMIT SHARMA, J

FEBRUARY 24, 2023/ab