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

+ CRL.M.C. 942/2022

NARESH JUNEJA

..... Petitioner

Through: Mr. Sanjay Vashistha and Mr. Rupesh Singh, Advocates.

versus

STATE OF NCT OF DELHI & ANR.

..... Respondents

Through: Ms. Meenakshi Dahiya, APP for the State with SI Gurdeep Kaur, PS Civil Lines.

Mr. Salim Malik, Advocate for Respondent No.2

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **08.03.2022**

1. This petition under Section 482 Cr.P.C is for quashing FIR No. 125/2021 dated 16.05.2021 registered at Police Station Civil Lines for offences under Sections 376/506 IPC.

2. Learned counsel for the Petitioner states that the abovementioned FIR was filed by the prosecutrix primarily to wriggle out of the liabilities of her husband who was a part of the chit fund (kitty/committee) organized by the Petitioner. He states that a reading of the FIR would show that the incident could not have occurred in the way it has been described to have occurred. Learned counsel for the Petitioner places reliance on the judgment of the Apex Court in Vineet Kumar v. State of Uttar Pradesh, **AIR 2017 SC 1884**, wherein the Apex Court has quashed the FIR for offences under Section 376 IPC. He states that the facts of this case are identically situated with the facts



in the case of Vineet Kumar (supra) and, therefore, the instant FIR be also quashed.

3. Issue Notice.
4. Ms. Meenakshi Dahiya, learned APP for the State, accepts notice and seeks time to file a Status Report.
5. Let the Status Report be filed within three weeks.
6. Mr. Salim Malik, learned counsel for the Respondent No.2, accepts notice and seeks time to file a reply.
7. Let the reply be filed before the next date of hearing.
8. List on 06.05.2022.

SUBRAMONIUM PRASAD, J

MARCH 08, 2022

Rahul