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

+ **W.P.(CRL) 940/2023 & CRL.M.A. 8623/2023**

DR S JAITLEY AND ANR.

..... Petitioners

Through: Petitioner no. 2 in person

versus

STATE NCT OF DELHI

..... Respondent

Through: Mr. Anand V. Khatri, ASC for State
with SI Ramakant, P.S. Lahori Gate
Mr. Rohit Bharadwaj, Advocate for
R-3

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER

% **05.04.2023**

CRL.M.A. 8620-22/2023 (exemption)

1. Allowed, subject to all just exceptions.
2. Applications stand disposed of.

W.P.(CRL) 940/2023

3. The instant petition under Article 226 and 227 of the Constitution of India, 1950 read with Section 482 of the Code of Criminal Procedure, 1973 has been filed on behalf of petitioners seeking following prayer:

- “1. Directing the quashing of case FIR No.16/2020, U/s 376/506 IPC, P.S. Lahori Gate, North Delhi and any consequential proceedings and/or related proceedings arising therefrom,
2. Directing the immediate effective stay on all proceedings related to or stemming from false and fake rape FIR 16/2020 for the pendency of this petition,



4. Issue notice. Mr. Anand V. Khatri, learned ASC for State accepts notice on behalf of State/R-1 and R-2.
5. Issue notice. Learned counsel Mr. Rohit Bharadwaj is present, who accepts notice on behalf of respondent no. 3.
6. Respondents state that they have not received copy of petition. Let the same be provided digitally.
7. Let reply be filed within four weeks with advance copy to the petitioners on proper receipt.
8. Re-notify on 19.05.2023.
9. Let the Trial Court Record be summoned in digitized form for next date of hearing.
10. In the meanwhile, considering the age of petitioner no.1, learned Trial Court may consider his request to appear through Video Conferencing, sympathetically.
11. The order be uploaded on the website forthwith.

SWARANA KANTA SHARMA, J

APRIL 5, 2023/ns

[Click here to check corrigendum, if any](#)