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

+ **CONT.CAS(C) 489/2023**

SANJAY MISHRA AND ANR

..... Petitioners

Through: Mr. Bibhuti Bhushan Mishra with
Mr. Kamlesh Kr. Mishra, Advocates

versus

SANJAY ARORA, COMMISSIONER OF POLICE AND ORS

..... Respondents

Through: Mr. Satyakam, ASC with Mr. Ashok
Kumar, SI, PS Civil Lines

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

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18.04.2023

1. Issue notice, learned counsel for the Respondent, who appears on advance service accepts notice. He seeks two (2) weeks time to file his affidavit.
2. In this petition, the Petitioners makes a reference to a FIR registered on 28.03.2023 by P.S. Civil Lines, however, the specific details of the said FIR are not mentioned in the petition.
3. Learned counsel for the Respondent has stated that the FIR No. 0134/2023 was registered on 28.03.2023 against Petitioner no. 2 and FIR No. 0133/2023 was against Petitioner no. 1. The said FIRs were registered under Section 283 of IPC.
4. To a query raised from this Court with respect to similar FIRs which may have been registered against vendors hawking on the road, the learned



standing counsel on instructions from Mr. Ashok Kumar, Sub Inspector, PS Civil Lines, confirms that no other FIRs have been registered, at least between November, 2022 to March, 2023. He states though, DD entries were recorded during the said period.

5. He states that the Respondent will file a status report duly explaining the exceptional circumstances in which these FIRs came to be registered and will also file on record along with status report, the statistics of FIRs registered under Section 283 of IPC in the calendar year 2020-23 at P.S. Civil Lines.

6. In the status report, the Respondent shall also explain the circumstances in which the Petitioners were detained in the police station for five (5) hours, considering that Section 283 of IPC is a bailable offence punishable with fine of Rs. 200.

7. The SHO of P.S. Civil Lines or a senior officer deputed by him is directed to remain personally present in Court on the next date of hearing.

8. List on 22.08.2023.

MANMEET PRITAM SINGH ARORA, J

APRIL 18, 2023/rk/aa