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

+ **CRL.M.C. 2189/2024 & CRL.M.A. 8477/2024 (Stay)**

PRIYANK BHATTAR Petitioner

Through: Mr. Rajat Bhardwaj, Advocate.
versus

STATE OF NCT OF DELHI & ANR. Respondents

Through: Mr. Sunil Kumar Gautam, APP
along with SI Ashok, P.S. Anand
Vihar.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **10.05.2024**

CRL.M.A. 8476/2024 (Exemption)

1. Exemption allowed, subject to just exceptions.
2. The application is accordingly disposed of.

CRL.M.C. 2189/2024

3. Learned counsel appearing on behalf of the petitioner submits that the latter was working in the accused company i.e., M/s Saha Infratech Pvt. Ltd. as an accounts manager. The attention of this court is drawn to the complaint pending before the court of learned Metropolitan Magistrate, wherein the present petitioner has been arrayed as accused no.6 and the only averment made is as under:-

“The accused no.2 to 6 are the Directors/Authorized Signatory of M/s SAHA INFRATECH PVT. LTD. PLOT NO. B/4, MATRIX TOWER SECTOR-132 EXPRESSWAY ,NOIDA-201301 the accused no. 1 and are managing the day to day affairs of the company.”

4. Learned counsel appearing on behalf of the petitioner submits that the latter is neither a director nor authorised signatory of M/s Saha Infratech Pvt.



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5. In the complaint, apart from the above said averment there is nothing to allege the vicarious liability of the present petitioner.
6. Issue notice to the respondents no.1 & 2 on petitioner taking all necessary steps through all permissible modes including electronic, returnable on 20.09.2024.
7. In the meantime the proceedings before the learned Metropolitan Magistrate shall remain stayed *qua* the present petitioner till the next date of hearing.
8. Copy of the order be sent to concerned Metropolitan Magistrate for necessary information and compliance.

AMIT SHARMA, J

MAY 10, 2024/K