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

+ **CRL.M.C. 2107/2025**

MUKESH KUMAR

.....Petitioner

Through: Mr. Javed Alvi, Advocate

versus

SANJEEV CHAUHAN

.....Respondent

Through: None

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

ORDER

% **28.03.2025**

[Physical Hearing/Hybrid Hearing (as per request)]

CRL.M.A. 9447/2025 (exemption)

1. Allowed, subject to all just exceptions.

CRL.M.C. 2107/2025 & CRL.M.A. 9446/2025 (stay)

2. Learned counsel for petitioner appearing through videoconferencing seeks passover. But on account of pending heavy board, especially the pending bail matters, passover is not possible.

3. It appears that the trial court in proceedings under Section 138 Negotiable Instruments Act directed sending of the cheques in question to FSL. That order was challenged by the complainant by way of criminal revision. The revision petition was dismissed by the Court of Sessions by way of the impugned order, holding that order of the learned trial court was an interlocutory order but even on merits, there was no infirmity in the same. Now the complainant (*who was revisionist before the Court of Sessions*) has



filed this petition to set aside the said order of the Court of Sessions. *Prima facie*, this petition appears to be barred by Section 397(3) CrPC.

4. As requested, relist on 22.04.2025.

GIRISH KATHPALIA, J

MARCH 28, 2025/as

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