



\$~135 to 137

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

135

+ CRL.M.C. 2761/2024

NISHANT GOYAL AND ANR

..... Petitioners

Through: Mr. Varun Dev Mishra, Advocate

versus

SHIVRAJ SINGH TYAGI AND ANR

..... Respondents

Through: None.

136

+ CRL.M.C. 2762/2024

NISHANT GOYAL AND ANR

..... Petitioners

Through: Mr. Varun Dev Mishra, Advocate

versus

PRADEEP KUMAR TYAGI AND ANR

..... Respondents

Through: None.

137

+ CRL.M.C. 2763/2024

NISHANT GOYAL AND ANR

..... Petitioners

Through: Mr. Varun Dev Mishra, Advocate

versus

PRADEEP KUMAR TYAGI AND ANR

..... Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE JYOTI SINGH

ORDER

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05.04.2024

CRL.M.C. 2761/2024 & connected matters

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CRL.M.A. 10532-33/2024 (exemptions) in CRL.M.C. 2761/2024
CRL.M.A. 10535-36/2024 (exemptions) in CRL.M.C. 2762/2024
CRL.M.A. 10538-39/2024 (exemptions) in CRL.M.C. 2763/2024

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

CRL.M.C. 2761/2024 & CRL.M.A. 10531/2024 (stay)
CRL.M.C. 2762/2024 & CRL.M.A. 10534/2024 (stay)
CRL.M.C. 2763/2024 & CRL.M.A. 10537/2024 (stay)

3. CRL.M.C. 2761/2024 has been preferred on behalf of the Petitioners under Section 482 Cr.P.C. seeking setting aside of the summoning order dated 14.02.2020 passed by learned Metropolitan Magistrate (NI Act)-04 (East), Karkardooma District Court, Delhi, whereby learned Trial Court has summoned the Petitioners in Complaint Case No.755/2020 titled '*Shivraj Singh Tyagi v. CHD Developers & Ors.*'.
4. CRL.M.C. 2762/2024 has been preferred on behalf of the Petitioners under Section 482 Cr.P.C. seeking setting aside of the summoning order dated 14.02.2020 passed by learned Metropolitan Magistrate (NI Act)-04 (East), Karkardooma District Court, Delhi, whereby learned Trial Court has summoned the Petitioners in Complaint Case No.758/2020 titled '*Pradeep Kumar Tyagi v. CHD Developers & Ors.*'.
5. CRL.M.C. 2763/2024 has been preferred on behalf of the Petitioners under Section 482 Cr.P.C. seeking setting aside of the summoning order dated 30.10.2021 passed by learned Metropolitan Magistrate (NI Act)-02 (East), Karkardooma District Court, Delhi, whereby learned Trial Court has summoned the Petitioners in Complaint Case No.2691/2020 titled '*Pradeep Kumar Tyagi v. CHD Developers & Ors.*'.



6. The impugned orders in CRL.M.C. 2761/2024 and CRL.M.C. 2762/2024 are dated 14.02.2020 while in CRL.M.C. 2763/2024, the impugned order is dated 30.10.2021. There is not a single averment in the petitions to indicate when the summons were received by Petitioners.
7. At this stage, learned counsel for the Petitioners seeks an adjournment to file an affidavit indicating the date of receipt of summons by the Petitioners and the reasons to approach the Court belatedly.
8. Let the needful be done within two weeks.
9. List on 25.04.2024.

JYOTI SINGH, J

APRIL 5, 2024/kks