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

+ **CRL.M.C. 2782/2024**

STATE GOVT OF NCT OF DELHI

..... Petitioner

Through: Mr. Amit Ahlawat, APP for the State.

versus

KOMAL NEGI SINGHAL

..... Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **08.04.2024**

CRL.M.A. 10579/2024 (Exemption)

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

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3. The present petition under Section 482 of the Cr.P.C. seeks the following prayers:

“(a) Call record of trial court in above-mentioned case.

(b) Set-aside impugned order dated 06/02/2020 passed by, Sh. Ashutosh Kumar Ld. ASJ North District, Rohini Courts, Delhi in case FIR No. 514/2014, U/s 420/120B IPC, PS Alipur, titled as “ State Vs. Komal Negi Singhal”. ; and,

(c) Charge the respondent/accused Komal Negi Singahal U/s 420/12B IPC.

(d) Pass any other or further order which this Hon’ble Court deems fit, proper & expedite in favour of the petitioner and against respondent, in the interest of justice.”



4. Learned APP for the State submits that *vide* the impugned order dated 06.02.2020, the learned Additional Sessions Judge has discharged the respondent herein for offences punishable under Section 420 read with Section 120B of the IPC. However, it has been directed that the simpliciter charge under Section 120B of the IPC will be framed against the respondent herein. It is pointed out that since the cheated amount had come to the account of the respondent, charge under Section 120B read with Section 420 of the IPC ought to have been framed.

5. Issue notice.

6. On the petitioner taking necessary steps, issue notice to the respondent through all permissible modes, including electronic mail, if any, returnable on 22.07.2024.

AMIT SHARMA, J

APRIL 08, 2024/bsr

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