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

+ CRL.REV.P. 135/2025

RAJEEV SHARMAPetitioner

Through: Mr. Rishi Sood, Advocate
along with petitioner in
person.

versus

STATE OF NCT OF DELHI & ANR.Respondents

Through: Mr. Sunil Kumar Gautam,
APP for the State with SI
Ashwini Kumar, PS
Rajouri Garden.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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09.04.2025

CRL.M.A. 11072/2025 (Exemption)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL.REV.P. 135/2025 & CRL.M.A. 11071/2025 (Stay)

3. The present petition is filed by the petitioner challenging the order on charge dated 03.02.2025 (hereafter '**impugned order**'), passed by learned Additional Session Judge ('**ASJ**'), West District, Tis Hazari Courts, Delhi, in Sessions Case No. 314/2018, arising out of FIR No.314/2018, registered at Police Station Rajouri Garden.
4. By the impugned order, the learned ASJ found that, *prima facie*, there was sufficient material to frame charge against the petitioner for the offence under Section 79 of The Juvenile Justice (Care and Protection of Children) Act, 2015 ('**JJ Act**'). Pursuant to the same, charge was framed against the petitioner for the said offence on the same date.
5. It is alleged that the petitioner had withheld the salary



payable to the minor victim/ Respondent No.2, who has employed as a domestic servant at his residence through Placement Agency from 01.11.2017 till 09.05.2018.

6. The learned counsel for the petitioner submits that the entire salary had been paid to the placement agency in advance for a period of 11 months.

7. He relies upon the receipt issued by the placement agency indicating that a sum of ₹47,000/- had been paid on 01.11.2017.

8. He submits that pursuant to the complaint being given, the petitioner had also paid an amount of Rs. 87,717/- to the victim in front of Child Welfare Committee ('CWC'). He submits that the order passed by CWC records that the employer had made full and final payment.

9. Issue notice.

10. The learned Additional Public Prosecutor for the State accepts notice.

11. Issue notice to Respondent No.2 through all permissible modes, returnable on 21.07.2025.

12. Let the Status Report be filed before the next date of hearing.

13. In the meanwhile, the learned Trial Court is directed not to proceed further against the petitioner till the next date of hearing.

AMIT MAHAJAN, J

APRIL 9, 2025

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