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

+ W.P.(CRL) 2372/2022 & CRL.M.A. 20666/2022

ANIL KUMAR RAI

.....Petitioner

Through: Mr. Praveen Suri,
Advocate (through VC).

versus

STATE OF DELHI AND ORS.Respondents

Through: Ms. Rupali Bandopadhyaya,
ASC for the State with Ms.
Amisha Gupta, Advocate.
SI Vinod Nain, PS
Kotwali.
Mr. Arbind Kumar Garg,
Advocate for R-
4/complainant.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **28.11.2025**

1. The status report indicates that the complainant is not co-operating with the investigation and despite notice under Section 91 CrPC being given, she has failed to produce the mobile phone in which she claimed to have recorded the act of the petitioner.
2. The FIR was registered long back in the year 2022 and till date the complainant, despite making serious allegations, has failed to produce the relevant evidence on which the entire prosecution is dependent.
3. The learned counsel for the complainant states that the complainant does not trust the Investigating Officer and therefore the mobile phone would be produced before the Court. Such allegations are unwarranted and *prima facie*, this Court is of the view that the prosecution ought not to continue in the absence of



any evidence.

4. However, one last opportunity is granted to the complainant to comply with the notice that may be issued by the police for collection of evidence.

5. On his request, list on 04.02.2026.

AMIT MAHAJAN, J

NOVEMBER 28, 2025

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