



via Video-conferencing

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

+ **CRL. L.P. 250/2020**

KAILASH KUMAR

..... Appellant

Through: **Mr. Anuj Kumar Sharma, Advocate.**

versus

GEETA NAIDU

..... Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **09.11.2020**

CRL. M.A. No. 15406/2020 (for exemption)

Exemption allowed, subject to just exceptions.

The application stands disposed of.

CRL. M.A. No. 15407/2020 (for condonation of delay)

The appellant seeks condonation of 330 days delay in filing the present leave petition and appeal.

2. Issue notice.
3. Upon the appellant taking steps, let notice be sent to the respondent returnable for the next date.
4. Let reply to the application be filed within 04 weeks of service; rejoinder thereto, if any, be filed within 03 weeks thereafter, with advance copies to the opposing counsel.
5. List on 17th November 2020.



CRL. L.P. 250/2020

6. The appellant/leave petitioner impugns judgment dated 20.07.2019 made in appeal CA No. 106/2019, whereby the learned Sessions Court has acquitted the respondent on the essential basis that the company, in which the respondent was authorised signatory/Director, already stands acquitted of the offence under section 138 of the Negotiable Instruments Act, 1881.
7. Mr. Anuj Kumar Sharma, learned counsel for the appellant submits that a criminal leave petition, being CRL. L.P. 447/2019, challenging the acquittal of the company M/s S.D.G. Enterprises Pvt. Ltd. and another Director Mr. N.S. Naidu *vidé* judgment dated 30.01.2019 by the learned Metropolitan Magistrate has already been filed before this court and is listed next on 17.11.2020.
8. Issue notice.
9. Upon the appellant taking steps, let notice be sent to the respondent returnable for the next date.
10. List on 17th November 2020.

CRL. A. No. _____ (yet to be numbered)

11. List on 17th November 2020.

ANUP JAIRAM BHAMBHANI, J.

NOVEMBER 09, 2020/uj