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

+ **W.P.(CRL) 2135/2025**

RAJESH KAPOOR

.....Petitioner

Through: Mr. Sharad Nagpal, Advocate.

versus

SIMRAN PAL SINGH SURI AND ANR

.....Respondents

Through: Ms. Rupali Bandhopadhyaya, ASC with
Mr. Abhijeet Kumar, Advocate.

CORAM:

HON'BLE MR. JUSTICE GIRISH KATHPALIA

O R D E R

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15.07.2025

[Physical Hearing/Hybrid Hearing (as per request)]

CRL.M.A. 19933/2025 (exemption)

1. Allowed, subject to all just exceptions.

W.P.(CRL) 2135/2025 & CRL.M.A. 19932 /2025 (stay)

2. The petitioner has assailed order dated 14.02.2025 of learned Additional Sessions Judge, whereby order on charge framed by the learned trial court was upheld.

3. On the face of it, the present petition appears to be hit by bar under Section 397(3) CrPC which prohibits second revision petition and what is prohibited by law cannot be given backdoor entry invoking writ jurisdiction or even inherent powers, unless a case of gross injustice is set up.

4. I have examined the record, especially paragraphs 6 and 7 of the



impugned order. *Prima facie*, there is no infirmity in the impugned order, so the trial court proceedings are not being stayed.

5. Learned ASC accepts notice on behalf of respondent no.2.
6. Subject to petitioner taking steps within one week, notice through all modes be issued to the respondent no.1 returnable on 27.10.2025.

GIRISH KATHPALIA, J

JULY 15, 2025/ry