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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 2247/2024**

RABINDRANATH REKHI & ORS.Petitioners

Through: Mr. T. K. Ganju, Sr. Advocate with
Mr. Amreen Kamliq and Mr. Mohd.
Shahnawaz, Advs.

versus

STATE OF NCT OF DELHI & ANR.Respondents

Through: Ms. Nandita Rao, ASC for the State
with SI Karan, PS Connaught Place.

CORAM:

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

% **07.08.2024**

CRL.M.A. 21961/2024

Exemption allowed, subject to just exceptions.

Application stands disposed of.

W.P.(CRL) 2247/2024 and CRL.M.A. 21960/2024

1. Petition under Article 226 of the Constitution of India read with Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioner for quashing of FIR No. 0198/2023 under Sections 417/420/120B/34 IPC registered at P.S.: Connaught Place, New Delhi and all proceedings emanating therefrom.
2. Issue notice. Learned ASC for the State appears on advance notice and accepts notice.
3. Status report/reply be filed before the next date of hearing with an advance copy to learned counsel for the petitioners.
4. Respondent no. 2 be served through all permissible modes on



necessary steps being taken by the petitioner including through Investigating Officer/SHO, PS concerned, returnable for 20.09.2024.

5. Learned counsel for petitioners submits that disputes between the petitioners and respondent no. 2 primarily pertain to lease agreement dated 22.07.2022. He points out that respondent no. 2 has taken a stand that necessary approvals for the said premises were required to be taken by the landlord/lessor, though terms of the lease in this regard are categorical and no such permission/sanction was required to be taken by the lessor. He further submits that learned Trial Court has wrongfully directed the registration of FIR under Section 156 (3) Cr.P.C. after calling for report from concerned Police station. The parties are also stated to have filed civil litigation in respect of disputes arising out of lease agreement.

6. Considering the totality of facts and circumstances, no coercive action shall be taken against the petitioners till the next date of hearing.

List after Admission Matters on 20.09.2024.

ANOOP KUMAR MENDIRATTA, J

AUGUST 7, 2024

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