



\$~49

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

+ **CRL.M.C. 5493/2025**

NARESH YADAV

.....Petitioner

Through: Mr. Aakash Dogra, Advocate  
(through videoconferencing)

versus

RAMESH CHANDER

.....Respondent

Through: None.

**CORAM:**

**HON'BLE MR. JUSTICE GIRISH KATHPALIA**

**ORDER**

%

**12.08.2025**

**CRL.M.A. 23513/2025 & CRL.M.A. 23514/2025 (exemption)**

1. Allowed, subject to all just exceptions.

**CRL.M.C. 5493/2025 & CRL.M.A. 23515/2025 (stay)**

2. Petitioner has assailed order dated 24.05.2025 of the learned trial Magistrate whereby previous three costs were directed to be paid; non-bailable warrants against the petitioner were ordered; and right of the accused to further cross-examine CW-1 was closed.

3. Learned counsel for petitioner submits that all three costs mentioned in the impugned order stand paid to the complainant and the non-bailable warrants stand cancelled. Therefore, the present petition is confined to closure of the right to cross-examine in the absence of the petitioner/accused.

4. Subject to petitioner taking steps within one week, notice through all



modes be issued to the respondent, returnable on 03.12.2025.

5. *Prima facie*, I find substance in the submission of learned counsel for petitioner that closure of right to cross-examine the prosecution witness in the absence of the accused would vitiate trial. Therefore, further proceedings before the trial court shall remain stayed till next date.

**GIRISH KATHPALIA, J**

**AUGUST 12, 2025**

*'rs'*