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

+ **CRL.REV.P. 357/2025**

INDRANIL KARMAKAR

.....Petitioner

Through: Mr. Kumar Vaibhaw and
Mr.Dhananjay Yadav, Advocates.

versus

STATE NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Sanjeev Sabahrwal, APP for the
State with SI Neha and SI Chetan, PS
– Paschim Vihar.

CORAM:

HON'BLE MR. JUSTICE ARUN MONGA

ORDER

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11.09.2025

CRL.M.A. 27234/2025

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

CRL.REV.P. 357/2025 and CRL.M.A. 27233/2025

1. My attention has been drawn to Annexure P-11 (coupled with the bail order as Annexure P-10), which contains the photographs of the family wherein the prosecutrix is also stated to be present. The very first glance on the same reveals that she was well aware of the petitioner being married and having two minor children, and yet it seems that their friendship turned into a consensual relationship. Subsequently, the allegation that the petitioner had promised to marry her, from which he subsequently retracted, resulted



in the registration of the FIR and the framing of the charges against him, under Section 376 of IPC in the criminal proceedings arising therefrom.

2. *Prima facie*, thus, it so appears that relationship was consensual and it is rather arguable whether ingredients of Section 376 of IPC are attracted.

3. Issue notice. Learned APP accepts notice on behalf of the State and seeks time to file status report.

4. Let status report be filed on or before the next date of hearing.

5. Let notice be issued to respondent no. 2/ prosecutrix returnable on the next date.

6. List on 02.12.2025.

7. Meanwhile, as one time measure, the learned Trial Court shall adjourn the pending proceedings before it beyond the date fixed in this Court.

ARUN MONGA, J

SEPTEMBER 11, 2025

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