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

+ CRL.M.C. 8769/2024 CRL.M.A. 33551/2024

RAKESH KUMAR KULDEEP SINGH WADHAWANPetitioner

Through:

versus

STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Raj Kumar, APP for State along
with SI Arun Ahlawat, PS: EOW.

+ CRL.M.C. 9025/2024 CRL.M.A. 34531/2024

BABITA KHURANA & ORS.

.....Petitioners

Through: Mr. Akshat Gupta, Mr. Shrey
Nautiyal, Advocates.

versus

STATE OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Amit Ahlawat, APP for the State
along with SI Arun Ahlawat, PS:
EOW.

+ CRL.M.C. 9325/2024 CRL.M.A. 35727/2024

GAUTAM MEHRA

.....Petitioner

Through: Mr. Vijay Aggarwal, Mr. Ayush
Jindal, Mr. Jayant Bhatia, Mr.
Harshvardhan, Mr. Bitan
Chakraborty, Mr. Ketan Kumar Roy,
Mr. Rachit Bansal, Advocates.

versus



STATE OF NCT OF DELHI

.....Respondent

Through: Mr. Aman Usman, APP for State
along with SI Arun Ahlawat, PS:
EOW.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

12.12.2024

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1. These petitions have been filed challenging order dated 29th October, 2024 passed by the Special Judge [PC Act] [CBI]-24 (MP/MLA cases), Rouse Avenue District Courts in Criminal Revision Nos. 26/2023, 34/2023, and 27/2023 respectively.
2. Previous orders have been passed on 8th November, 2024 and on 19th November, 2024 in ***CRL.M.C.8765/2024*** titled ***Waseem v. State of NCT of Delhi*** and ***CRL.M.C.9025/2024*** titled ***Babita Khurana & Ors. V. State of NCT of Delhi & Anr.*** respectively.
3. At that stage, it had not been pointed out to this Court that one of the co-accused is Mr. Gautam Gambhir, a former Member of Parliament (“MP”) and, therefore, the matter has to be considered by the Roster Bench hearing matters relating to MPs and Members of Legislative Assembly (“MLAs”).
4. In fact, it is pointed out that Mr. Gautam Gambhir had also filed ***CRL.M.C.8952/2024*** titled ***Gautam Gambhir v. The State of NCT of Delhi & Ors.***, which was heard by the appropriate Roster Bench. An order was passed on 18th November, 2024, in respect of the same impugned order dated 29th October, 2024.



5. Accordingly, it would be appropriate that all these matters be transferred to the Roster Bench hearing matters of MPs and MLAs.
6. List all these petitions on 19th December, 2024 for further directions before the Bench of Hon'ble Mr. Justice Manoj Kumar Ohri, subject to orders of Hon'ble the Judge-in-Charge (Criminal Side).
7. It is pointed out that another ***CRL.REV.P.1274/2024*** titled ***Romy Pawan Mehra v. State of NCT of Delhi & Ors.***, arising out of the same impugned order, was listed before this Court and orders have been passed on 8th November, 2024, listing the matter on 20th January, 2025, direction may be given by Roster Bench in respect of this petition as well.
8. Interim orders to continue in ***CRL.M.C.8765/2024*** and ***CRL.M.C.9025/2024***.
9. Order be uploaded on the website of this Court.

ANISH DAYAL, J

DECEMBER 12, 2024/ak/sc