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

+ **CRL.M.C. 9507/2024**

DEEPAK

.....Petitioner

Through: Mr. Chetnya Puri and Mr. Anand
Awasthi, Advocates

versus

PAYAL AND ANR.

....Respondents

Through: Mr. Saksham Kathuria, Advocate for
respondents through vc

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

% **04.12.2024**

CRL.M.A. 36516/2024 (for exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 9507/2024 & Crl.M.A.36515/2024 (for stay)

1. The instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 [earlier Section 482 of the Code of Criminal Procedure, 1973] has been filed on behalf of the petitioner for the following reliefs:

“1. Set aside the orders dated 24.09.2024 and 29.11.2024 passed by the Ld. Trial Court in Ex. Crl. 235/2022; Ex Crl. 336/2023; Ex. Crl. 329/2024, thereby cancelling the warrants of arrest issued against the Petitioner/JD on 29.11.024 in each executions and re-open the right of defence of the Petitioner in the consequent proceedings i.e., Mt. Case No. 353/2019; and/or



- 2. Direct the maintenance amount to be deposited via FDRs in the name of the Minor Child, ensuring its proper utilization; and or*
- 3. Waive the costs of Rs. 5,000/- imposed on each execution petitions;*
- 4. Pass any other order or direction deemed fit and proper in the interest of justice.”*

2. Heard.
3. Issue notice. Mr. Saksham Kathuria, appearing on advance notice, accepts notice and has prayed for four weeks' time to file the reply.
4. Learned counsel for the petitioner has informed this Court that arrest warrants have been issued against the petitioner and the next date of hearing before the learned Trial Court is 20th December, 2024.
5. In view of above circumstances as well as in the interest of justice, the impugned order dated 29th November, 2024 passed by the learned Trial Court is kept in abeyance till the next date of hearing.
6. List on 21st January, 2025.

CHANDRA DHARI SINGH, J

DECEMBER 4, 2024

Rt/mk

Click here to check corrigendum, if any