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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 9976/2024**
ANJALI TRANSGENDERPetitioner

Through: Mr. Madhav Khurana, Sr. Adv. with
Mr. Mohit K. Mudgal, Mr. Amit
Badesra and Ms. K. Bansal, Advs.

versus

STATE THROUGH SHO PS IP ESTATE & ANR.....Respondents

Through: Mr. Utkarsh, APP for State with Insp.
Abhishek Verma, PS. I.P. Estate.
Mr. Kanhaiya Singhal, Mr. Prasanna,
Mr. Ajay, Mr. Abhishek Prakash, Mr.
Pulkit Jolly, Mr. Aaditya Saraf, Mr.
Binwant Singh, Mr. Rishabh, Ms.
Ankita Makan and Ms. Parul Sharma,
Advs. for R-2/complainant.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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25.02.2025

1. The present petition has been filed under Section 528 BNS read with Section 483(3) BNSS seeking cancellation of bail of accused/respondent no.2 namely Shalu, who has been granted bail by the Hon'ble Supreme Court *vide* order dated 20.02.2024.
2. Mr. Madhav Khurana, the learned Senior Counsel for the petitioner submits that after the bail was granted to the respondent no.2, a complaint was made by the petitioner alleging that the respondent no.2 has threatened the petitioner to make false deposition as a witness during the trial that is underway in connection with case FIR No. 77/2019, which culminated into another FIR No. 167/2024 under Section 195A registered at Police Station I.P. Estate.
3. He further submits that the present petitioner is still receiving threats



and for the said reason, she is not in a position to get her statement recorded before the learned Trial Court for which the date is fixed on 27.02.2025. He, thus, urges that necessary directions may be given to the concerned DCP for making an assessment of threat perception of the present petitioner and in the meanwhile defer the recording of the statement of the present petitioner.

4. *Per contra*, Mr. Kanhaiya Singhal, the learned counsel for the accused/respondent no.2 submits that during the pendency of similar application seeking cancellation of bail before the learned Trial Court, the I.O has filed a Status Report in which he has doubted the correctness of the allegations with regard to the threats being extended to the present petitioner.

5. Be that as it may, having regard to the submissions made by Mr. Khurana, the DCP concerned is directed to make assessment of threat perception of the present petitioner and file a Status Report in that regard before the next date.

6. In the meanwhile, the learned Trial Court is requested to defer the recording of the statement of the present petitioner namely, Anjali. However, the learned Trial Court may proceed with the recording of the statement of other summoned witnesses.

7. The learned Trial Court is also requested to fix a short date in the matter, preferably immediately after the next date fixed before this Court.

8. List on 12.03.2025.

VIKAS MAHAJAN, J

FEBRUARY 25, 2025/dss