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

+ **W.P.(CRL) 367/2025**

DEBJANI BARDHAN

.....Petitioner

Through: Mr. Raghvendra Upadhyay, Ms.
Purnima Jain and Mr. Vaibhav
Tripathi, Advocates.

versus

HAVELLS INDIA LTD & ANR.

.....Respondents

Through: Mr. Vidhan Jain, Advocate for R-1.
Mr. Rahul Tyagi, ASC (Crl.) for
State/R-2 with Mr. Mathew M. Philip,
Mr. Sangeet Sibou and Mr. Aniket
Kumar Singh, Advocates.
SI Ankur Sharma, PS B.K. Road.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

03.03.2025

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1. This hearing has been done through hybrid mode.

CRL.M.A. 6704/2025 (early hearing)

2. The present application is filed by the petitioner under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking early hearing of the writ petition.

3. Issue notice.

4. Learned counsel appearing on behalf of the respondent on advance notice, accepts notice.

5. In view of the averments made, the application is allowed and disposed of.



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6. The present criminal writ petition under Article 226 of the Constitution of India has been filed seeking the following prayers:

- “i. Issue a writ in the nature of certiorari thereby quashing and setting aside impugned judgment dated 18.10.2024 in Criminal Revision No. 669 of 2022 filed by the Petitioner passed by Ld. Additional Sessions Judge-05, Central District, Tis Hazari Court, Delhi; AND
- ii. Issue a writ in the nature of certiorari thereby quashing and setting aside summoning order dated 05.04.2021 passed by Ld. M.M. Central District, Delhi in Ct. Cases/6092/2020 against the petitioner; AND
- iii. Pass such other/further orders as this Hon'ble Court may deem fit and proper in the facts and circumstances of the case, in the interest of justice.”

7. Learned counsel appearing on behalf of the petitioner submits that the present petitioner had resigned from the directorship of the company, namely, M/s Capital Electronics & Appliances Ltd. on 28.12.2019. Copy of the DIR Form regarding the same has been annexed with the present petition. It is pointed out that the said DIR Form was uploaded on the website of the Ministry of Corporate Affairs on 02.01.2020.

8. The subject cheque(s) in the present complaint were issued on 06.07.2020 and 07.07.2020, respectively.

9. Issue notice.

10. Learned counsel appearing on behalf of the respondent no.1, on advance notice, accepts notice and seeks time to file the response.

11. Let the same be done before the next date of hearing with advance copy to the learned counsel for the petitioner.

12. Rejoinder thereto, if any, be filed thereafter.

13. It is submitted that the petitioner is a resident of West Bengal.



14. In view of the above, the petitioner is exempted from her personal appearance through counsel before the learned Trial Court till the next date of hearing.
15. List on 14.05.2025.
16. The date already fixed *i.e.*, 01.04.2025 stands cancelled.
17. Copy of the order be sent to the concerned learned Trial Court for necessary information and compliance.

AMIT SHARMA, J

MARCH 03, 2025/PB/sc

Click here to check corrigendum, if any