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

+ **CRL.M.C. 9215/2025 and CRL.M.A. 38484/2025**

M/S LOTUS REALTECH PVT LTD & ANR.Petitioners

Through: Mr. Gaurav Singh, Mr. Anuj Singh
and Mr. Hitesh Kumar, Advocates.

versus

STATE NCT OF DELHI AND ANRRespondents

Through: Ms. Manjeet Arya, APP for State with
SI Ravinder, PS-Rani Bagh.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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23.12.2025

CRL.M.A. 38483/2025

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

CRL.M.C. 9215/2025

3. Mr. Gaurav Singh, learned counsel appearing on behalf of the petitioner submits that the present matter is civil in nature which has been given a cloak of criminal case. He submits that respondent /complainant booked four flats with the petitioner and he himself had defaulted in making balance payments towards the said flats. He submits that the petitioner had also approached RERA, Haryana for possession and thereafter, the petitioner did not appear in the said complaints.



4. He further contends that an amicable resolution to the controversy in question is possible, if after appearance of respondent no.2 pursuant to the notice, matter is referred to mediation under the aegis of the Delhi High Court Mediation and Conciliation Centre.
5. In view of the above, issue notice.
6. Ms. Manjeet Arya, learned APP for State accepts notice.
7. On petitioner taking steps, issue notice to respondent no.2 by all permissible modes returnable on 27.04.2026.
8. Reply, if any, be filed within a period of three weeks. Rejoinder thereto, if any, be filed before the next date of hearing.
9. The prayer of the petitioner for referring the matter to mediation shall be considered on the next date of hearing after the respondent no.2 appears in the present matter.
10. At this stage, Mr. Singh submits that the petitioner is also ready to cooperate with the investigation.
11. Ms. Arya, learned APP for the State, on instructions from the IO, who is present in Court, submits that let petitioner join investigation tomorrow at 4 PM, which is acceptable to the learned counsel for the petitioner.

VIKAS MAHAJAN, J

DECEMBER 23, 2025/jg