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

+ **CRL.M.C. 1038/2025**

MRS. SARITA JAIN & ORS.

.....Petitioners

Through: Mr. Akshaya Kaushik and Mrs. Jyoti Singh, Advocates.

versus

THE GOVERNMENT OF NATIONAL CAPITAL OF DELHI

(NCT) & ANR.

.....Respondents

Through: Mr. Rajkumar, APP for the State with SI Lavkant, P.S. Pandav Nagar.

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER

% **14.02.2025**

C.M.APPL. 4728/2025 (exemption)

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

CRL.M.A. 4729/2025 (for delay in re-filing the petition)

3. The instant application under Section 5 of Limitation Act, 1963 has been filed on behalf of the applicant, seeking condonation of delay of 54 days in re-filing the present petition.
4. For the reasons mentioned in the application, the same stands allowed. The delay of 54 days in re-filing the present petition stands condoned.
5. Application stands disposed of.

CRL.M.A. 4727/2025 (stay)

6. The instant application under Section 528 of the Bharatiya Nagarik



Suraksha Sanhita, 2023 (hereafter 'BNSS') has been filed on behalf of the applicant, seeking stay of criminal proceedings.

7. At this stage, no ground is made for stay.

8. Accordingly, the application stands disposed of.

CRL.M.C. 1038/2025

9. The instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereafter 'BNSS') has been filed on behalf of the petitioner seeking setting aside and quashing of FIR bearing No. 318/2023, registered at Police Station Pandav Nagar, Delhi for the offences punishable under Section 406 of the Indian Penal Code, 1860 (hereafter 'IPC').

10. Issue notice. Mr. Rajkumar, learned APP accepts notice on behalf of the State and seeks time to file the Status Report. Let the same be filed, two days prior to the next date of hearing with an advance copy to the other side.

11. Issue notice to respondent no. 2 through all permissible modes, including electronically, returnable on 07.05.2025.

12. In the meantime, let the Trial Court Record in digitized form be called for, at least two days prior to the next date of hearing.

13. The order be uploaded on the website forthwith.

SWARANA KANTA SHARMA, J

FEBRUARY 14, 2025/MR

[Click here to check corrigendum, if any](#)