

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl.) No(s). 9034/2026

[Arising out of impugned final judgment and order dated 30-04-2026 in CLRMA No. 13303/2026 passed by the High Court of Delhi at New Delhi]

SHIVAM SHARMA

Petitioner(s)

VERSUS

STATE OF NCT OF DELHI & ANR.

Respondent(s)

IA No. 148934/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Petition for Special Leave to Appeal (Crl.) No.9959/2026 (Item 69)

IA No. 154100/2026 - CONDONATION OF DELAY IN REFILING / CURING THE DEFECTS, IA No. 154101/2026 - EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT

Date : 22-05-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MANOJ MISRA
HON'BLE MR. JUSTICE MANMOHAN

For Petitioner(s) :Mr. Ravi Prakash Mehrotra, Sr. Adv.
Mr. Shashi Ranjan, Adv.
Mr. Abhishek Vikas, AOR

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

SLP (Crl.) No(s). 9034/2026

1. Through this petition, the petitioner seeks to impugn the order of the High Court dated 30.04.2026 by which the stay application of the petitioner has been rejected.

2. The case of the petitioner is that he has suffered two ex-

parte orders in the proceedings instituted by the second respondent under Section 12 of the Protection of Women from Domestic Violence Act, 2005. It has been submitted that by an *ex-parte* order dated 14.12.2020, the learned Magistrate has passed protective orders in respect of two flats when at the most it ought to have been in respect of one flat. It is the case of the petitioner that taking advantage of the protective order, the second respondent has let out a flat and, therefore, the High Court ought to have modified the order passed by the court below.

3. As we notice that the proceedings are pending before the first Court, the appropriate course for the petitioner is to seek for modification of the interim orders passed therein by moving appropriate application. It is expected that if any such application is submitted by the petitioner, the Court shall entertain such application and after hearing the parties pass appropriate orders. We also clarify that while dealing with any such application for modification of the *ex-parte* order, the court shall not be prejudice by any observations made by the Appellate Court as well as the High Court in the orders impugned.

4. With the aforesaid observations, the special leave petition stands disposed of.

5. Pending application(s), if any, shall stand disposed of.

Petition for Special Leave to Appeal (Crl.) No.9959/2026

1. The learned counsel for the petitioner prays to withdraw the special leave petition.
2. The special leave petition is dismissed as withdrawn.

(KAVITA PAHUJA)
ASTT. REGISTRAR-cum-PS

(SAPNA BANSAL)
COURT MASTER (NSH)