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

+ CRL.M.C. 3169/2011 & CrI. M.A. No. 11273/2011 (interim relief)

AHA AVIATION & HOSPITALITY
ACADEMY PVT. LTD

..... Petitioner

Through: Mr. Vinay Gupta, Advocate.

versus

STATE & SOUTH DELHI BUILDERS PLTD. Respondent

Through: Mr. Mukesh Gupta, APP for the State.
Mr. Ashok Chhabra and Mr. Snajeev
Goyal, Advocates for Respondent
No.2.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

22.11.2011

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By this petition the Petitioners had sought quashing of the order dated 8th September, 2011 passed by the learned Metropolitan Magistrate in complaint case No. 975/1/2010 titled as South Delhi Builders Pvt. Ltd. vs. AHA Aviation and Hospitality Academy Pvt. Ltd. by which process under Section 82 and 83 Cr.P.C. had been issued against the Petitioner.

Learned counsel for the Petitioners at the outset seeks leave to withdraw the present petition.

Learned counsel for the Respondent No. 2 has produced an order of the learned Metropolitan Magistrate before this Court. It may be noted that

CRL.M.C. 3169/2011

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vide order dated 22nd September, 2011 the Petitioners were granted interim protection to appear before the Court on 19th November, 2011 as the Petitioners had stated that they would show their bonafide and would appear on the said date before the learned Trial Court.

It appears that the Petitioners appeared before the learned Trial Court on 16th November, 2011 and were granted bail. Further on 19th November, 2011 again the Petitioners did not appear and sought exemptions. The order of this Court was very clear and the Petitioners were required to appear only on the 19th November, 2011 whereafter the learned Trial Court was required to proceed in accordance with law.

Be that as it may, since the Petitioners seek to withdraw the present petition, the petition and the application are dismissed.


MUKTA GUPTA, J.

NOVEMBER 22, 2011
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