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

+ **CRL.REV.P. 348/2016**

STATE

..... Petitioner

Through Mr.Rajat Katyal, APP for the State.

versus

SATISH KUMAR & ORS.

..... Respondent

Through

CORAM:

HON'BLE MR. JUSTICE P.S.TEJI

ORDER

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11.05.2016

Crl.M.A. 7729/2016 (Exemption)

Application is allowed subject to just exceptions.

Crl.Rev.P. 348/2016 & Crl.M.A. 7768/2016 (Delay)

Learned APP for the State by way of the present petition is aggrieved by the framing of charge against the respondents under Section 304 Part I/II/34 IPC, whereas charge under Section 302 IPC is framed against co-accused Sunny @ Babe despite having material to frame charge under Section 302 IPC against all the respondents.

During the course of arguments, it has been observed that the remedy under Section 216 Cr.P.C. is available with the State. Learned APP for the State submits that he may be given a liberty to

approach the Trial Court.

The present petition is disposed of accordingly with the liberty
as prayed for.

P.S.TEJI, J

MAY 11, 2016
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