

\$~48

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

+ W.P.(CRL) 2321/2015

GAURAV RAWAT

..... Petitioner

Through: Mr.R.V.Sinha, Advocate.

versus

GOVT OF NCT OF DELHI & ORS

..... Respondents

Through: Mr.Rajesh Mahajan, ASC for the  
State with SI Niranjana Kumar, PS  
Bhajanpura.

**CORAM:**

**HON'BLE MS. JUSTICE PRATIBHA RANI**

**ORDER**

%

**16.03.2016**

1. The petitioner has invoked the extra ordinary jurisdiction of this Court under Article 226 of the Constitution of India with the following prayers:

(i) to issue directions to the respondents No.1 and 2 jointly and severally to place on record the final outcome of the criminal proceedings initiated vide FIR No.268/2002 under Sections 279/337 IPC, PS Bhajan Pura.

(ii) to issue directions to the respondents to issue passport in the name of petitioner.

2. Status report has been filed by the State mentioning therein that the status of the case FIR No.268/2002 under Sections 279/337 IPC, PS Bhajan Pura has been collected from Juvenile Justice Board. It is further mentioned in the status report that as per the said record, the case has been disposed of on 16.11.2002 and the petitioner was discharged as cognizance was not taken due to expiry of the period of limitation.

3. Learned ASC for the State submits that as per the status report, the petitioner has been discharged in case FIR No.268/2002 under Sections 279/337 IPC, PS Bhajan Pura. He further submits that since after his discharge in the above FIR, he does not suffer from any disqualification, he can apply to the authorities concerned for issuance of passport.

4. In view of the above status report filed by the State, so far as prayer (i) made by the petitioner i.e. to issue directions to the respondents No.1 and 2 jointly and severally to place on record the final outcome of the criminal proceedings initiated vide FIR No.268/2002 under Sections 279/337 IPC, PS Bhajan Pura, is concerned, the same stands satisfied.

5. So far as prayer (ii) made by the petitioner i.e. to issue directions to the respondents to issue passport in the name of petitioner, is concerned, learned counsel for the petitioner submits that he does not press this prayer at this stage and he may be permitted to withdraw the same with liberty to approach this Court if the necessity arises.

6. Accordingly, the writ petition is dismissed as withdrawn granting the liberty as prayed for.

As requested, copy of the order be given dasti to learned counsel for the petitioner.

**PRATIBHA RANI, J.**

**MARCH 16, 2016**

*'st'*