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

+ **CRL.M.C. 1013/2016**

AJAY SHARMA

..... Petitioner

Represented by: Mr. Satish Tamta, Sr. Advocate
with Mr. Abhishek Vikram,
Advocate.

versus

THE STATE & ANR

..... Respondents

Represented by: Mr. Hirein Sharma, APP for
the State with SI Inderveer
Singh, PS Karawal Nagar.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

07.02.2017

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1. Status report has been filed.
2. As per the status report the date of birth of the prosecutrix was registered by the Registrar of Deaths and Birth, that is, the concerned authority of MCD after one year of the birth of the prosecutrix pursuant to an order passed by the SDM.
3. Notice in the petition was issued on 20th July, 2016 where learned counsel for the petitioner had submitted that contrary to the notification dated 31st December, 1999 notifying rules under Section 30 of the Registration of Birth and Death Act, 1969 the Registrar of Birth and Death suo-moto entered the date of birth of the prosecutrix in the record without any order from the Magistrate.
4. In view of the status report filed, learned Senior Counsel for the

CRL.M.C. 1013/2016

Page 1 of 2

petitioner seeks leave to withdraw the present petition with liberty to cross-examine relevant witnesses to challenge the authenticity of the date of birth entered in the record.

5. Petition is dismissed as withdrawn with liberty as prayed.

MUKTA GUPTA, J.

FEBRUARY 07, 2017
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