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

+ CRL.M.C. 2376/2022 & CRL.M.A. 10029/2022

ATMARAM DUBEY

..... Petitioner

Through: Mr. Akash Vajpai, Advocate

versus

THE STATE (NCT OF DELHI) & ANR.

..... Respondents

Through: Mr. Amit Ahlawat, APP for the State.
Mr. Sharique Hussain, Advocate for
respondent No.2.

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Date of Decision: 05th APRIL, 2023

CORAM:

HON'BLE MR. JUSTICE DINESH KUMAR SHARMA

J U D G M E N T

DINESH KUMAR SHARMA, J. (Oral)

1. Learned counsel for the petitioner seeks permission to withdraw the present petition with liberty to file a revision petition before the learned Sessions Court within a period of one month. Learned counsel for the petitioner further submits that the matter is fixed before the learned Trial Court on 12.04.2023 and the petitioner may be exempted to appear through counsel before the learned Trial Court on the next date of hearing.

2. Liberty is granted.

3. Present petition is dismissed as withdrawn with liberty to file an appropriate petition before the learned Sessions Judge. The delay if any in

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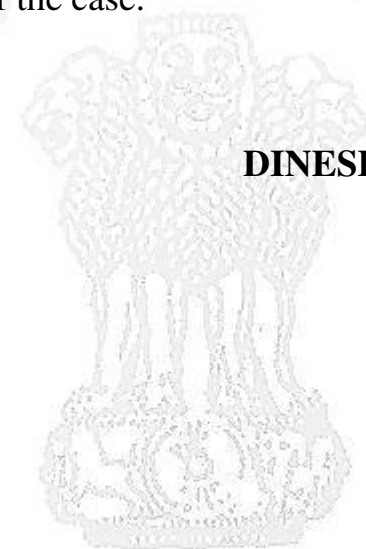
filing the revision petition before the learned Sessions Court shall be condoned in view of the fact that the present petition is filed before this Court. The petitioner may appear through counsel before the learned Trial Court on 12.04.2023.

4. With these observations, the present petition stands disposed of.

5. However, it is clarified that this Court has not gone into the merits of the present case. No expression made herein shall tantamount to be an expression on the merits of the case.

DINESH KUMAR SHARMA, J

APRIL 05, 2023
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