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

+ CRL.M.C. 2606/2024 & CRL.M.A. 9957/2024 (Stay), CRL.M.A. 9958/2024 Exemption

SHOAIB HUSSAIN

..... Petitioner

Through: Mr. Dushyant Chaudhary, Adv.

versus

STATE (NCT OF DELHI) AND ANR

..... Respondents

Through: Mr. Amit Ahlawat, APP for State
with SI Rajesh Kumar, P.S.
Mukherjee Nagar.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

02.04.2024

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1. The present petition under Section 482 of Cr.P.C. seeks the following prayers:-

“It is therefore, most respectfully prayed that this Hon’ble Court may kindly be pleased to:

a. Quash the order dated 30.03.2024 passed by the Hon’ble Court of Ms. Neha Gupta Singh, Ld. CMM (North District), Rohini Courts whereby the Ld. CMM was pleased to decline the prayer of the Petitioner for cancellation of the remand order dated 29.03.2024 and release from the custody due to non-compliance of Section 41 A of Cr.P.C. rendering the arrest illegal and arbitrary and committed the Petitioner to transit remand for 7 days or any period lesser than 7 days and then be produced before Ld. CJM, Erode, Tamil Nadu on or before 06.04.2024.

b. Pass an order to release the Petitioner from the custody who has been committed to transit remand for 7 days or any period lesser than 7 days as per the order passed by the Ld. CMM. dated



30.03.2024.

c. Pass any other order(s) which this Hon'ble Court may deem fit and proper in the facts and circumstances of the instant case in the interest of Justice.”

2. Learned counsel for the petitioner seeks leave to withdraw the present petition.
3. Leave granted.
4. The present petition is dismissed as withdrawn and disposed of.
5. Pending application(s), if any, also stand of.

AMIT SHARMA, J

APRIL 02, 2024/nk

Click here to check corrigendum, if any