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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 2268/2020 & CRL. M.A. 16119/2020, 1708/2021**
MRS MARIAMMA DAVIS

.....Petitioner

Through: Appearance not given.

versus

STATE OF NCT OF DELHI & ORS.

.....Respondents

Through: Mr. Shoaib Haider, APP for State
along with SI Pradeep Sharma
DIU/South East.
Mr. Siddharth Nath, Mr. Anunay
Chowdhary and Mr. Asjad Hussain,
Advocates for R-4 & 5

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
21.11.2024

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1. Learned counsel for the petitioner draws the attention of this Court to an order dated 17.01.2022 wherein the position of law was noted and the matter was adjourned at request of respondent No.2/complainant, who has initiated the subject proceedings under Section 138 of the Negotiable Instruments Act, 1881 to take instructions. The case is pending since then, however, the instructions are still awaited.
2. Learned APP for State submits that in the FIR proceedings, the closure report has already been filed and consequently, the issue raised does not survive.
3. In view of submissions made on behalf of the State, learned counsel



for the petitioner, without prejudice to the rights and contention of the petitioner in either case, seeks permission to withdraw the present petition.

4. Accordingly, the present petition is dismissed as withdrawn.
5. Let a copy of the closure report be served upon the parties.

MANOJ KUMAR OHRI, J

NOVEMBER 21, 2024/ssc