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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 6145/2024, CRL.M.A. 23474/2024 (stay)**

HUNNY GUPTA

.....Petitioner

Through: Mr. Aslam Shah, Advocate.

versus

KANWARJEET CHAHAL

.....Respondent

Through: None

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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08.08.2024

CRL.M.A.23475/2024 (Exemption)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL.M.C. 6145/2024 (under Section 528 of BNSS filed by the petitioner)

3. The Petition under Section 528 of B.N.S.S. has been filed on behalf of the petitioner for challenging the summoning order dated 09.12.2022 in CC No. 30399/2022, pending before the Court of learned Metropolitan Magistrate, Dwarka, whereby the Revisionist has been summoned for the offence under Section 138 of N.I. Act.
4. Firstly this is an Order dated 09.12.2022, which has been challenged after almost one and a half year for which there is no explanation and reasons given in the Petition. Secondly, it is a revisionable order and there is



an alternative efficacious remedy of first approaching the Court of learned Sessions Judge, to challenge the order dated 09.12.2022.

5. The present Petition is disposed of with liberty to the petitioner to avail the remedy available in accordance with law.

6. The Petition is disposed of along with pending application.

NEENA BANSAL KRISHNA, J

AUGUST 8, 2024/RS