



\$~113

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

+ **CRL.M.C. 6251/2024**

SH MAHENDER AND ANR

.....Petitioners

Through: Ms. Swati Rathi, Mr. Pawan Kumar
Nadia, Ms. Suman Saharan, Mr.
Chetishtha Malik and Mr. Ravi
Bhagel, Advs.

versus

STATE OF NCT OF DELHI AND ANR

.....Respondents

Through: Ms. Manjeet Arya, APP for the State
with Somika, PS Prem Nagar
alongwith victim and her family and
SI Nirmala, PS Begumpur.
Mr. Prem Sood, Mr. Suraj Kundu and
Mr. Munendar Mann, Advs for R-2.

CORAM:

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

%

13.08.2024

CRL.M.A. 23911/2024 & 23912/2024

Exemptions allowed, subject to just exceptions.

Applications stand disposed of.

CRL.M.C. 6251/2024

1. Petition under Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioners for quashing of FIR No. 334/2023 under Section 376 (3) IPC and Sections 6/17 of POCSO Act registered at P.S.: Prem Nagar and proceedings emanating therefrom. Chargesheet has been filed under Section 376 (3) IPC and Sections 6/21 of POCSO Act.
2. Issue notice. Learned APP for the State and learned counsel for respondent No.2 alongwith respondent no. 2 in person appear on advance



notice and accept notice.

3. After making partly submissions, learned counsel for the petitioners seeks to withdraw the petition without prejudice to the rights and contentions of the petitioners.

4. Taking the statement of learned counsel for the petitioners on record, petition is accordingly disposed of. Pending applications, if any, also stand disposed of.

ANOOP KUMAR MENDIRATTA, J.

AUGUST 13, 2024

p