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\* **IN THE HIGH COURT OF DELHI AT NEW DELHI**  
+ **CRL.M.C. 6679/2024**  
**KAMLESHWAR PANDEY & ORS.** .....Petitioners  
Through: Mr Krishna Raj, Mr Mohammad  
Sumamah and Mr Tarun Bhardwaj,  
Advs.

versus

**STATE GOVERNMENT NCT OF DELHI & ANR.** .....Respondents  
Through: Ms. Manjeet Arya, APP for the State  
with SI Pratap Singh, PS Mohan  
Garden.

**CORAM:**  
**HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA**

**ORDER**  
% **20.09.2024**

**CRL.M.A. 25507/2024**

Exemption allowed, subject to just exceptions.

Application stands disposed of.

**CRL.M.C. 6679/2024 AND CRL.M.A. 25506/2024**

1. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS') has been preferred on behalf of the petitioner for quashing of FIR No. 157/2023 under Sections 498A/406/34 IPC registered at P.S.: Mohan Garden and proceedings emanating therefrom.
2. Learned APP for the State appears on advance notice and points out that case is pending at the point of charge and is listed before learned Trial Court for 14.11.2024.
3. At this stage, learned counsel for petitioner seeks to withdraw the



petition with liberty to raise all the grounds at the stage of charge before the learned Trial Court.

4. Taking the statement of learned counsel for petitioner on record, petition is accordingly dismissed as withdrawn, keeping the rights and contentions of the parties open, to be taken up before the learned Trial Court. Pending applications, if any, also stand disposed of.

**ANOOP KUMAR MENDIRATTA, J**

**SEPTEMBER 20, 2024**

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