



\$~38

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 9418/2023, CRL.M.A. 35243/2023**

RANJEETA YADAVPetitioner
Through: **Mr. M.K. Sethi, Advocate.**

versus

STATE (NCT OF DELHI) ANRRespondents
Through: **Mr. Nawal Kishore Jha, APP for State**
Mr. Arhum Sayeed and Mr. Rahil
Ahmed, Advocates for Respondent
No. 2.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
12.07.2024

%

1. By way of the present petition, the petitioner, who is complainant in CC No. 1911/2021, seeks to assail the impugned order dated 14.10.2023 passed by learned M.M. (NI Act), Digital Court-01, PHC, New Delhi vide which petitioner's application filed under Section 311 Cr.P.C. seeking to summon her husband namely, *Sunil Kumar Yadav* was dismissed.
2. Learned counsel for the petitioner states that the respondent No.2/accused has given his no objection to the said application and the matter is still at the stage of recording of statement of accused.
3. Learned counsel for respondent No.2 states that, with a view to have a speedy trial, he still has no objection to the present petition being allowed.
4. Considering the aforesaid, present petition is allowed and petitioner will take immediate steps to summon aforesaid witness/*Sunil Kumar Yadav*,



who shall also be cross-examined at the earliest, subject to payment of Rs.5,000/- to be paid by the petitioner to respondent No.2 within two weeks.

5. Petition is disposed of in the above terms alongwith pending.
6. Copy of the order be communicated to the concerned Trial Court.

MANOJ KUMAR OHRI, J

JULY 12, 2024

ga