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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 2837/2024, CRL.M.A. 27647/2024**

SH PRAFUL JAINPetitioner
Through: **Mr. Sunil Choudhary, Advocate.**

versus

**STATE NCT OF DELHI THROUGH SHO POLICE STATION
SUBHASH PLACE**Respondent
Through: **Mr. Sanjeev Bhandari, ASC for State
with SI Rupesh Raj, P.S. Subhash
Place, Delhi.**

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

% **12.09.2024**

1. By way of present writ petition filed under Article 226 of the Constitution of India, the petitioner seeks the following prayer: -

“Pass an order directing the SHO/I.O. Police Station Subhash Place, Delhi not to arrest the Petitioner without serving the Notice in the event of registration of FIR on the complaint of Sh. Rajesh Kumar Tulsyan pending for investigation at Police Station Subhash Place, Delhi.”

2. Mr. Bhandari, learned ASC for the State, while objecting to the maintainability of the present writ petition, however without prejudice and on instructions, submits that the guidelines as stated in Arnesh Kumar v. State of Bihar reported as **(2014) 8 SCC 273** and Satender Kumar Antil vs. CBI & Ors, reported as **(2002) 10 SCC 51** will be followed in letter and spirit.

3. In light of the submission made on behalf of state, no further orders



are required to be passed and accordingly, the present writ petition is disposed of alongwith pending application.

MANOJ KUMAR OHRI, J

SEPTEMBER 12, 2024

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