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

+ CRL.M.C. 338/2025& CRL.M.A. 1657/2025(Exemption),
CRL.M.A. 1658/2025(Permission to file un-typed copies)

RASHID ALI

.....Petitioner

Through: Mr. Kunal Jain, Mr. Aditya Vijay
Raghvan, Ms. Shradha Kushwaha &
Mr. Tushar Saini, Advs.

versus

RABIA

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

13.02.2025

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1. This hearing has been done through hybrid mode.
2. The present petition under Section 528 of the BNSS seeks the following prayers:

“a) set aside/quash the Order of Summons dated 11.11.2022 passed by passed by Mr. Anmol Nohria, MM, N.I. Act, Shahdara, Karkardooma Courts, Delhi in CC NI ACT No . 2195/2022 titled as “*Rabia vs. Rashid Ali* ” whereby the learned MM has passed an order for summons to the accused; **AND**

b) quash the Criminal Complaint Bearing No. 2195 of 2022 titled as "Rabia Versus Rashid Ali", filed under section 138 of the Negotiable Instruments Act, 1881 pending adjudication before Smt. Ashima Lakhanpall, Metropolitan Magistrate (NI Act) Digital Court, Shahdara District, Karkardooma Court, New Delhi; **OR**

c) pass any other order(s) as deemed fit and proper in the fact and circumstances of the case may kindly be passed in favor of the Petitioner and against the Respondent, in the interest of justice.



FOR THIS ACT OF KINDNESS, THE PETITIONER SHALL ALWAYS PRAY.”

3. Learned counsel appearing on behalf of the petitioner seeks leave to withdraw the present petition with liberty to take the grounds taken herein during the course of trial.
4. Leave and liberty granted.
5. The petition is dismissed as withdrawn and disposed of accordingly.
6. Pending application(s), if any, also stands disposed of.

AMIT SHARMA, J

FEBRUARY 13, 2025/nk/Pc

Click here to check corrigendum, if any