



\$~34

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

+ **CRL.M.C. 959/2024 & CRL.M.A. 3852/2024**

SIRISH VOHRA

.....Petitioner

Through: Ms. Mercy Hussain and Mr. N.P. Singh,
Advocates.

versus

THE STATE (NCT OF DELHI) & ANR.

.....Respondents

Through: Mr. Amit Ahlawat, APP for the State with
SI Awgat, P.S. Janakpuri.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
22.08.2024

%

1. This petition has been filed under Section 482 of Cr.P.C. for quashing of FIR No. 596/2016, dated 09th September, 2016, under Section 38 of Delhi Excise Act, 2009 registered at Police Station Janakpuri.
2. A status report has been filed pursuant to the directions of this Court.
3. The allegation was that on 09th September, 2016 a raid was conducted at premises of 'DE Forbidden Bar', 2nd Floor, Westend Mall, Janakpuri and where a large quantity of unlicensed alcohol was recovered.
4. The counsel for the petitioner has stated that the petitioner was appointed as Director on 30th April, 2013 and resigned on 06th July, 2016. This fact is confirmed by the status report as well as by perusal of the Form No. DIR-12, which is on record of the Court.
5. Counsel for the petitioner also states on instructions, that petitioner is not the promoter of the said company.



6. In this regard, the offence under Section 38 of Delhi Excise Act, 2009 cannot be sustained against the petitioner who was neither available at the premises nor the Director of the company.

7. Accordingly, the present FIR No. 596/2016 stands quashed *qua* the petitioner.

8. Order *dasti*.

9. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 22, 2024/MR/na