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

+ CRL.L.P. 80/2022
STATE

.....Petitioner

Through: Mr. Pradeep Gahlot, APP
for the State.

versus

MUNNA KUMAR

.....Respondent

Through: Mr. Subodh Kumar,
Advocate along with
respondent in person.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **07.04.2025**

**CRL.M.A. 2545/2022 (for condonation of delay of 01 day in
filing the present leave to appeal)**

1. This application is filed by the applicant seeking condonation of delay of 01 day in filing the present leave to appeal.
2. For the reasons mentioned in the application, the same is allowed. The delay stands condoned.
3. The application stands disposed of.

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4. The present petition has been filed seeking leave to appeal against the judgement of acquittal dated 02.02.2021 passed by the learned Additional Sessions Judge, Saket, New Delhi whereby the respondent was acquitted of the charge under Section 4 of the Prevention of Children from Sexual Offences Act, 2012.
5. The learned Additional Public Prosecutor for the State submits that the accused himself had stated that he established consensual physical relations with the prosecutrix. He submits



that the prosecutrix was a minor of 14 years of age at the time of the incident and the consent was of no significance.

6. The matter requires consideration.

7. In view of the above, the present petition is allowed, and the leave to appeal is granted.

CRL.A._____ *(appeal to be numbered)*

8. List on 31.07.2025.

AMIT MAHAJAN, J

APRIL 7, 2025

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