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

+ CRL.L.P. 196/2025, CRL.M.A. 8788/2025 & 8789/2025

ANIL KUMAR

.....Petitioner

Through: Appearance not given.

versus

STATE GOVT. OF NCT OF DELHI AND ANR.Respondents

Through: Mr. Shoaib Haider, APP with
SI Sachin Panwar, PS: Fatehpur Beri.
Mr. Kailash Bhadana & Mr. Akhilesh
Dadhich, Advocates for R-2.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

13.08.2025

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1. The present Criminal Leave Petition under Section 419(4) of Bharatiya Nagarik Suraksha Sanhita, 2023 (earlier Section 378(4) of the Code of Criminal Procedure, 1973), has been filed on behalf of the Petitioner, against the impugned Judgment dated 22.10. 2024 of learned JMFC (NI ACT), South District, Saket Courts, Delhi in Case No. 86/2020 vide which the Respondent has been acquitted in Complaint under Section 138 NI Act.

2. In view of the Judgment of *Celestium Financial vs. A. Gnanasekaran*, 2025 SCC OnLine SC 1320 and Order of this Court in CRL.L.P.215/2021 dated 23.07.2025, the present matter is disposed of with direction that the present Petition be treated as an Appeal under the proviso to Section 372 of Cr.P.C. and numbered accordingly.

3. In case there is Application pending for Condonation of Delay, the same be also transferred along with the entire record to be considered by the



learned ASJ in accordance with law.

4. The Registry is directed to transfer entire record of the case including the requisitioned copy of TCR, to the Learned Principal District & Sessions Judge, South District, Saket Courts, Delhi for marking it to the concerned Appellate Court/ learned ASJ, on 08.09.2025.

5. The parties are directed to appear before the concerned learned Principal District & Sessions Judge, South District, Saket Courts on 08.09.2025.

6. It is hereby, clarified that there are no observations as to the merits of the case. All rights and contentions of the parties are left open to be agitated before the Court concerned.

7. In view of the above, the present Appeal is disposed of along with the pending Application(s), if any.

NEENA BANSAL KRISHNA, J.

AUGUST 13, 2025/R