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

+ **W.P.(CRL) 1252/2021, CRL.M.A. 10595/2021**

ADITYA BIRLA SUNLIFE INSURANCE COMPANYPetitioner

Through: Ms. Pratima N. Lakra, Mr. Vikas
Lakra and Ms. Kashish G. Baweja,
Advs.

versus

GOVT OF NCT OF DELHI AND ANOTHERRespondents

Through: Mr. Amol Sinha, ASC with Mr.Kshitiz
Garg, Mr. Ashvini Kumar, Ms. Chavi
Lazarus and Ms. Sanskriti Nimbekar,
Advocates for State with SI Manisha,
PS: Punjabi Bagh.
Mr. Praveen Dabas, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

ORDER

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24.02.2025

CRL.M.A. 5949/2025

1. An application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS') has been preferred on behalf of respondent No. 2 / complainant for extension of time for depositing the amount, as directed vide order dated 23.01.2025.
2. Issue notice. Learned counsel for the petitioner appears on advance notice and accepts notice.
3. Learned counsel for respondent No. 2 / complainant submits that present application has been filed in the capacity of pairokar, being the real brother of respondent No. 2 / complainant for the purpose of compliance of directions issued vide order dated 23.01.2025, for return of the amount



accepted by respondent No. 2 / complainant under settlement with the petitioner. He further submits that since a DD has been prepared in the meantime, the application seeking extension of time is not pressed and the amount may be received by learned counsel for the petitioner.

4. Learned counsel for the petitioner objects to the same on the ground that the application has been filed by a pairokar and the DD does not reflect, if the amount is being returned from the account of respondent No. 2 / complainant.

5. This Court is of the opinion that the objection is without any merit, since the amount is sought to be returned on behalf of respondent No. 2 / complainant pursuant to directions of this Court in terms of order dated 23.01.2025.

Since, the learned counsel for the petitioner has refused to receive the DD tendered on behalf of respondent No. 2 / complainant, let the same be handed over to the concerned IO for being collected against receipt by the Authorized Representative of the petitioner company, in accordance with law, within a period of four weeks. In case, the DD is not collected by the petitioner company, the same shall be deposited by the IO at the registered office of the petitioner company under acknowledgement.

Application is accordingly disposed of.

ANOOP KUMAR MENDIRATTA, J.

FEBRUARY 24, 2025/R