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

+ **CRL.L.P. 593/2022 & CRL.M.A. 27028/2022**

SMT KIRAN BALA

.....Petitioner

Through: Mr. Aashish Chojar, Ms.
Alka Chojar & Mr. Ruchit
Gumber, Advs.

versus

JUGAL KUMAR

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **19.09.2025**

1. The present leave to appeal is filed against the judgment dated 06.09.2022 (hereafter '**impugned judgment**') passed by the learned Metropolitan Magistrate, Tis Hazari Courts, Delhi in CIS No. 511800/2016 whereby the respondent was acquitted of the offence under Section 494 of the Indian Penal Code, 1860.

2. It is undisputed that the petitioner being a victim is entitled to file an appeal challenging the impugned judgment in terms of the proviso to Section 372 of the Code of Criminal Procedure, 1973 but has inadvertently filed the present petition seeking leave to challenge the order of acquittal.

3. In view of the above, the present matter is disposed of with direction that the present petition be treated as an appeal under the proviso to Section 372 of the CrPC and numbered accordingly.

4. The Registry is directed to transfer entire record of the case to the concerned appellate Court of Sessions.

5. The order be communicated to the concerned Principal District & Sessions Judge for compliance and listing before the concerned Appellate Court on 15.10.2025.



6. The parties are directed to appear before the concerned Appellate Court on 15.10.2025.
7. The petition is disposed of with the aforesaid observations.

SEPTEMBER 19, 2025
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AMIT MAHAJAN, J