



\$~57

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

+ W.P.(CRL) 2297/2025

TINA

.....Petitioner

Through: Mr. Ashok Kumar
Sharma, Mr. Shiv Ram
Sharma and Mr. Gaurav,
Advocates along with
petitioner in person.

versus

THE STATE OF NCT OF DELHI
& ORS.

.....Respondents

Through: Mr. Sanjay Lao, Standing
Counsel (Crl.) with Ms.
Priyam, Mr. Abhinav
Kumar Arya and Mr.
Aryan Sachdeva,
Advocates.
SI Baleshwar Rana, PS
Najafgarh.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

25.07.2025

%

1. The present petition is filed by the petitioner under Article 227 of the Constitution of India, 1950 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS') seeking directions to the respondents to register an FIR on the petitioner's compliant dated 18.05.2025.
2. The petitioner is essentially aggrieved that no FIR was registered of the incident dated 10.05.2025. The petitioner claims that on 10.05.2025 when she was returning to her residence from her work, she was allegedly molested by the accused persons for which a complaint was also given on 18.05.2025, however, no action has been taken till date.



3. Concededly, the petitioner has an alternate efficacious remedy in the form of filing an application under Section 175(3) of the BNSS before the concerned Magistrate.
4. The Hon'ble Apex Court in the case of **Sakiri Vasu v. State of Uttar Pradesh : (2008) 2 SCC 409**, held that if a person is aggrieved by the fact that his FIR is not being registered by the police, then the remedy of the said person is to not approach the High Court under its writ jurisdiction but to file an application under Section 156(3) of the Code of Criminal Procedure, 1973 ('CrPC') before the concerned magistrate.
5. Considering the above, the petitioner seeks liberty to withdraw the present petition and seek appropriate remedy in accordance with law.
6. The petition stands dismissed as withdrawn.

AMIT MAHAJAN, J

JULY 25, 2025

DU