



\$~61

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

+ **CRL.L.P. 401/2025**

CHARANJEET MALIK

.....Petitioner

Through: Mr. Nitin Chaudhary,
Mr. Ravi Sharma, Mr.
Lokesh Kumar & Mr.
Deen Dayal, Advs.

versus

GAURAV KHATTAR

.....Respondent

Through:

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **04.08.2025**

CRL.M.A. 22484/2025 (for exemption) & CRL.M.A. 22485/2025 (for exemption)

1. Exemptions allowed, subject to all just exceptions.
2. These applications stand disposed of.

CRL.L.P. 401/2025

3. The present leave to appeal is filed under Section 378 of the Code of Criminal Procedure, 1973 against the judgment dated 01.05.2025 (hereafter '**the impugned judgment**'), passed by the learned JMFC, East District, Karkardooma Courts, Delhi, whereby the respondent was acquitted of the offence under Section 138 of the Negotiable Instruments Act, 1881 in Ct Case No. 59584/2016.

4. The learned counsel for the petitioner, at the outset, states that in view of the judgment passed by the Hon'ble Apex Court in ***Celestium Financial v. A. Gnanasekaran* : 2025 SCC**



OnLine SC 1320, he will file an appropriate appeal challenging the impugned judgment before the Court of Sessions.

5. He seeks liberty to withdraw the present petition.
6. In view of the above, the present petition stands dismissed as withdrawn with the aforesaid liberty.
7. If the appeal is filed within a period of two weeks from today, the same is directed to be considered on merits without insisting on application seeking condonation of delay.

AMIT MAHAJAN, J

AUGUST 4, 2025
“SS”