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

+ **CRL.L.P. 266/2018**

SANJAY CHIRPAL

.....Petitioner

Through: Mr. Bakul Jain &
Mr. Manit Walia, Advs.

versus

STATE & ANR

.....Respondents

Through: Mr. Raj Kumar, APP for
the State

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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27.11.2025

CRL.M.A. 7579/2018 (for condonation of delay)

1. For the reasons mentioned in the application, the same is allowed.
2. The delay of 11 days in filing the appeal is condoned.
3. The application stands disposed of.

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4. The present petition is filed seeking leave to appeal against the judgment dated 29.11.2017 (hereafter '**the impugned judgment**'), passed by the learned Metropolitan Magistrate (**MM**), Tis Hazari Court, Central District, Delhi, pursuant to which the Respondent Nos. 2,3,4 and 5 were acquitted of the charges under Sections 499/500/120B/34 of the Indian Penal Code, 1860 in Case No. 516577/2016.
5. It is undisputed that the petitioner, who is the *victim* in subject case, 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.

6. 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.

7. The Registry is directed to transfer entire record of the case, including the requisitioned copy of TCR, to the concerned appellate Court of Sessions.

8. The order be communicated to the concerned Principal District & Sessions Judge for compliance and listing before the concerned Appellate Court on 19.12.2025.

9. The parties are directed to appear before the concerned Appellate Court on 19.12.2025.

10. Considering that the matter has been pending since the year 2018, learned Court of Sessions is requested to dispose of the matter expeditiously.

AMIT MAHAJAN, J

NOVEMBER 27, 2025

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