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

+ **CRL.M.C. 7554/2025 & CRL.M.A. 31628/2025 STAY,**

VIDIT KISHOREPetitioner

Through: Mr. Adv. (appearance not given)

versus

STATE OF NCT OF DELHI & ANR.Respondent

Through: Mr. Yudhvair Singh Chauhan, APP
with SI Rohit Kumar, PS NFC.
Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **28.10.2025**

CRL.M.A. 31629/2025 (exemption from filing legible copies)

Allowed, subject to all just exceptions.

This application stands disposed of.

CRL.M.C. 7554/2025

1. This is a petition under Section 528 BNSS, 2023 for quashing of FIR no. 76/2024, PS New Friends Colony, under Section 420/406/34 IPC, charge sheet dated 31.05.2024 and the cognizance order dated 01.06.2024 passed by Ld. ACMM, South East District, Saket Courts.

2. Ld. Counsel who appears for the petitioner submits that the transaction between the petitioner and respondent no. 2 was purely a commercial transaction involving financial assistance for the purchase of air tickets. He submits that there was some delay in repayment by the petitioner



but instead of pursuing the civil liabilities, respondent no. 2 deliberately gave the dispute a criminal colour to exert pressure for the recovery of money from the petitioner.

3. It is further submitted that there is no evidence whatsoever that any antique or jewellery items has ever been delivered by respondent no. 2 to the petitioner which forms the basis of the registration of the present FIR. He states that as per the Antiquities and Art Treasure Act, 1972, the sale or transfer of antiquities is prohibited without a valid licence. Therefore, contention that Respondent no. 2 has transferred the antiquities, is untenable.

4. Even though petitioner has a right to seek quashing of FIR under Section 528 BNSS but considering the fact that the Trial Court has already taken the cognizance and the case is at the stage of consideration on charge, it would be appropriate if the petitioner urges all his rights and contentions before the Trial Court at the stage of charge first.

5. Petition is accordingly disposed of with liberty to petitioner to urge his contention before the Trial Court. All the rights and contentions of the parties are left open to be urged at the stage of charge.

6. The Ld. Trial Court is requested to make best possible endeavour to expedite the hearing on charge.

RAVINDER DUDEJA, J

OCTOBER 28, 2025/lks/na