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

+ CRL.REV.P. 428/2025

BHUPENDER ACHARAYA

.....Petitioner

Through: Mr. Akash Arora, Mr. Vijay Laxmi
Gautam, Mr. Mayank Singh, Advs.

versus

STATE OF NCT DELHI

.....Respondent

Through: Mr. Yudhvir Singh Chauhan, APP
with SI Kuldeep Bhati, PS EOW.

CORAM:

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

% **03.11.2025**

CRL.M.A. 32265/2025(exemption from filing certified copies etc.)

Allowed, subject to all just exceptions.

The application stands disposed of.

CRL.REV.P. 428/2025

1. This is a revision petition under Section 442 of BNSS against the order dated 14.08.2025 passed by Learned Chief Metropolitan Magistrate in case FIR no. 91/2018 in 'State vs. Bhupender Acharya & Anr.', whereby learned trial court granted only one opportunity to the petitioner to make submissions on the question of charge on the next date of hearing which is listed today.
2. Even though the Sessions Court and High Court have concurrent jurisdiction under Section 397 CrPC (now 484 BNSS), it would be appropriate if the petitioner approaches the Sessions Court first for redressal



of the grievance. Moreover, the present revision petition has been filed after considerable delay and just close to the date fixed before the trial court.

3. Petition is, therefore, dismissed with liberty to the petitioner to take resort to appropriate remedy, if so advised.

RAVINDER DUDEJA, J

NOVEMBER 3, 2025

gs/ma