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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL.L.P. 197/2018

STATE

.....Petitioner

Through: Mr. Sunil Kumar Gautam,
APP for the State
Inspector Rajiv Kumar,
PS- Hazrat Nizamuddin
Railway Station

versus

SHAJID

.....Respondent

Through: Mr. Prasanta Varma,
CGSC with Ms. Prativa
Varma, Ms. Pragya
Varma, Mr. Himanshu
Mittal & Ms. Richu, Advs.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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10.07.2025

CRL.M.A. 5738/2018 (for condonation of delay)

1. For the reasons mentioned in the application, the same is allowed.
2. The delay of 91 days in filing the appeal stands condoned.
3. The application stands disposed of.

CRL.L.P. 197/2018

4. The present petition is filed seeking leave to appeal against the judgment dated 23.09.2017, passed by the learned Additional Sessions Judge, Central District, Tis Hazari Courts pursuant to which respondent was acquitted for offences under Sections 392/394/397/34 of the Indian Penal Code,
5. The learned Additional Public Prosecutor for the State submits that though the victim had correctly identified the



respondent but the respondent was acquitted as the learned Trial Court found minor discrepancy in the testimonies of the victims.

6. He submits that there were three victims being PW-I, PW-9 and PW-10 who had narrated the incident in a similar manner, however, as per the learned Trial Court, there were discrepancies with regard to the exact location of the incident. He submits that the same was not fatal to the case of the prosecution.

7. The matter requires consideration.

8. The leave to appeal is granted.

9. Appeal is directed to be numbered as CRL. L.A.
(to be numbered).

10. The present petition is disposed of in the aforesaid terms.

CRL. L.A. (to be numbered)

11. Issue notice returnable on 18.08.2025.

AMIT MAHAJAN, J

JULY 10, 2025

“SS”