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

+ CRL.M.C. 2573/2022, CRL.M.A. 10761/2022

ATUL SRIVASTAV

.....Petitioner

Through: Mr. Aman Akhtar and Mr. Ishan Parashar, Advocates.

versus

STATE & ORS.

.....Respondents

Through: Ms. Meenakshi Dahiya, APP for the State with Ms. Vanshika Singh and Mr. Bhanu Pratap Singh, Advocates.

SI Subham, PS-Gandhi Nagar.

Mr. Rinku Garg, Mr. Manik Rai Bhalla, Mr. Kunal Narang, Mr. Prashant Dahiya, Mr. Laksh Dogra and Mr. Jitender Kumar, Advocates for R-2.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

15.04.2026

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1. Learned APP for the State seeks a period of *two weeks* for filing a Status Report in compliance of the last order.
2. However, this Court is, *prima facie*, of the opinion that the present petition is not maintainable in view of the specific order dated 20.04.2022, passed by the learned Sessions Court wherein the petitioner had withdrawn the revision petition with only “... *liberty to file (the same) afresh*... ..”.
3. In view of the aforesaid, learned counsel for the petitioner seeks to withdraw the present petition with liberty to seek appropriate remedy in



accordance with law including filing of a fresh petition before the learned Sessions Court.

4. Accordingly, the present petition is dismissed as withdrawn with liberty as prayed for.

5. Needless to say, considering the facts and circumstances involved the learned Sessions Court shall adjudicate upon anything filed afresh on the same facts and circumstances upon its own merits without being influenced by the order passed by this Court.

SAURABH BANERJEE, J

APRIL 15, 2026/NA