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

+ CRL.REV.P. 304/2023 & CRL.M.A. 7540/2023 (Delay)

ASHISH KUMAR GUPTA

..... Petitioner

Through:

Mr. Ishwar Singh, Mr. Gyan Chandra  
and Mr. Anukul Adhana, Advocates.

versus

STATE OF DELHI

..... Respondent

Through:

Mr. Hitesh Vali, APP for the State.  
SI Jitendra Yadav, PS Mohan Garden.  
W/SI Ranjana, PS Bindapur.  
Mr. Vaibhav Arora, Mr. Ranvir Vats  
and Ms. Urvashi Arora, Advocates for  
R-2 alongwith R-2 in person.

**CORAM:**

**HON'BLE MR. JUSTICE AMIT SHARMA**

**ORDER**

% **01.11.2023**

1. Learned counsel appearing on behalf of respondent no. 2/complainant submits that he does not wish to file a response to the present petition and is ready to argue the matter.
2. Perusal of the status report reflects that the alibi of the petitioner had been verified by the Investigating Officer during the course of the investigation. It is further noted that the learned Trial Court while passing the order on charge has not considered the material placed on record by the Investigating Officer with regard to the same.
3. Re-notify on 19.01.2024.
4. In the meantime, learned Trial Court shall defer the hearing of the case to a date after the date in the present petition.
5. Copy of the order be sent to the concerned learned Trial Court for necessary information and compliance.



6. Order be uploaded on the website of this Court, *forthwith*.

**NOVEMBER 01, 2023/sn**

**AMIT SHARMA, J**