

# VERDICTUM.IN

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ITEM NO.3

COURT NO.13

SECTION II-C

## S U P R E M E C O U R T O F I N D I A RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1.) No.13552/2023

(Arising out of impugned final judgment and order dated 11-10-2023 in BA No. 3327/2023 passed by the High Court of Delhi at New Delhi)

HARSH PRATEEK KHAKHA

Petitioner(s)

VERSUS

STATE OF NCT OF DELHI

Respondent(s)

(IA No. 228233/2023 - EXEMPTION FROM FILING O.T.  
IA No. 228231/2023 - PERMISSION TO PLACE ON RECORD SUBSEQUENT FACTS)

WITH

SLP(Cr1) No. 13578/2023 (II-C)

Date : 08-01-2024 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE C.T. RAVIKUMAR  
HON'BLE MR. JUSTICE RAJESH BINDAL

For Petitioner(s) Mr. Siddharth Luthra, Sr. Adv.  
Mr. Shubhashis R. Soren, Adv.  
Mr. Bhakti Vardhan Singh, AOR  
Mr. Rahul Kumar Mishra, Adv.  
Mr. Arunabh Chaudhary, Adv.  
Mr. Anmol Kheta, Adv.

For Respondent(s) Mr. K.M. Natraj, A.S.G. (N.P.)  
Mr. Mukesh Kumar Maroria, AOR  
Mrs. Indira Bhakar, Adv.  
Mr. Ruchi Kohli, Adv.  
Mr. Digvijay Dam, Adv.  
Mrs. Chinmayee Chandra, Adv.  
Mr. Annirudh Sharma-ii, Adv.

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## UPON hearing the counsel the Court made the following O R D E R

1. The petitioners in both the Special Leave Petitions are implicated in the offences punishable under Sections 376(2)(n), 506, 509, 323, 313, 120-B read with Section 34 of the Indian Penal Code, 1860 and under Section(s) 6/21 of the Protection of Children from Sexual Offences Act, 2012. The applications for anticipatory bail filed by the petitioners-herein were rejected by the High Court. Hence, the captioned Special Leave Petitions.
2. Heard Mr. Siddharth Luthra, learned senior counsel appearing for the petitioners and also the learned standing counsel appearing for the respondent-State of NCT of Delhi.
3. Virtually, the main offences are alleged against the father of the petitioners. Earlier, as per the order 19.10.2023 passed in SLP (Cr1) No.13578/2023, this Court granted interim protection to the petitioner-therein. The learned senior counsel appearing for the prosecutrix produced a copy of the statement recorded under Section 164 of the Code of Criminal Procedure Code, 1973 ("Cr.P.C."). The learned counsel appearing for the Respondent-State states that the petitioners have joined the investigation. After going through the statement, and hearing learned counsel on both sides and after perusing the material on record, we are of the view that these Special Leave Petitions can be disposed of, directing the release of the petitioners on bail in the event of their arrest on furnishing a bond of Rs.25,000/-, subject to the satisfaction of the Investigating Officer and further subject to the conditions stipulated under section 438(2), Cr.P.C.
4. The Special Leave Petitions stand disposed of, as above.
5. Pending application(s), if any, shall stand disposed of.

(VIJAY KUMAR)  
COURT MASTER (SH)

(MATHEW ABRAHAM)  
COURT MASTER (NSH)