



\$~Special DB-Item-1

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

+ **CRL.A. 210/2022**

ABDUL KHALID SAIFI @ KHALID SAIFI Appellant

Through: Ms. Rebecca M. John, Senior Counsel along with Mr. Rajat Kumar, Mr. Chinmay Kanojia,, Ms. Pravita Kashyap & Mr. Pravir Singh, Advocates.

versus

STATE Respondent

Through: Mr. Amit Prasad, SPP for the State with Ms. Ninaz Baldawala & Mr. Ayodhya Prasad, Advocates and Inspector Anil Kumar, P.S.: Special Cell, Lodhi Colony.

CORAM:

HON'BLE MR. JUSTICE SIDDHARTH MRIDUL

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

% **18.05.2023**

CRL.M.A. 13472/2023 (seeking permission to address additional arguments on the issue of parity)

The present application under Section 482 of the Code of Criminal Procedure, 1973, has been instituted on behalf of the applicant/appellant, praying as follows:

'In the facts and circumstances of the present case it is humbly prayed before this Hon'ble Court to:

a. Allow the Appellant to address this Hon'ble Court on the issue of parity in view of order dated 02.05.2023 of the Hon'ble Supreme Court in SLP (Crl) No. 4287-4789 of 2021 titled 'State of NCT of Delhi v/s Devangna Kalita';



b. Pass any such order as it may deem fit. '

Ms. Rebecca M. John, learned Senior Advocate appearing on behalf of Abdul Khalid Saifi *alias* Khalid Saifi, the applicant/appellant *herein*, submits that the present application is premised on the issue of parity, while relying on the order dated 02.05.2023, passed by the Hon'ble Supreme Court of India, in SLP No. 4287-4289/2021, titled as '*State of NCT of Delhi Vs. Devangana Kalita*'.

Issue notice.

Mr. Amit Prasad, learned Special Public Prosecutor appearing on behalf of the State accepts notice; and prays for time to file a reply.

Let the reply be filed within two weeks from today, after providing an advance copy *thereof*, to learned counsel appearing on behalf of the applicant/appellant, who may file rejoinder *thereto*, if any, within two weeks thereafter.

List on 07.07.2023.

CRL.M.A. 12338/2023 (filed by the State for placing additional documents on record)

Pleadings are complete.

Re-notify on 07.07.2023.

SIDDHARTH MRIDUL, J

RAJNISH BHATNAGAR, J

MAY 18, 2023/at