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

+ CRL.M.C. 1910/2021

SANGEETA POKHRIYAL

..... Petitioner

Represented by: Mr.Baldev Raj and Ms.Shikha Tyagi,  
Advocates.

versus

MANISH KANDPAL AND ANR

..... Respondents

Represented by: Mr.Tarang Srivastava, APP for State  
for respondent No.2.

**CORAM:**

**HON'BLE MS. JUSTICE MUKTA GUPTA**

**ORDER**

% **17.08.2021**

The hearing has been conducted through Video Conferencing.

**CRL.M.A.13000/2021 (exemption)**

Allowed, subject to all just exceptions.

**CrI.M.A.13001/2021 (exemption from filing attested affidavit)**

1. Attested affidavit be filed within two weeks.
2. Application is disposed of.

**CRL.M.C. 1910/2021**

**CRL.M.A.12999/2021 (Stay)**

1. Aggrieved by the order dated 15<sup>th</sup> October, 2020 whereby the petitioner has been summoned for offence punishable under Section 499 IPC read with Section 500 IPC, the petitioner has filed the present petition.
2. The genesis of summoning of the petitioner is pursuant to the letter written by the petitioner to the Institute of Cost Accountants when the respondent No.1 was contesting the elections, claiming that the petitioner was a person of disreputable character and unsound mind. When this Court

raised a query to learned counsel for the petitioner as to the basis on which the petitioner claims that the respondent No.1 was a person of unsound mind, the reason given is that the respondent No.1 got installed a CCTV camera in the bedroom without the knowledge of the petitioner. The said act of the respondent No.1 may have been highly objectionable and unwarranted however, the same does not show that the respondent No.1 is a person of unsound mind.

3. Considering the language used against the respondent No.1 in the complaint dated 22<sup>nd</sup> June, 2019 by the petitioner to the Returning Officer of the Institute of Cost Accountants of India, this Court finds no error in the impugned order.

4. Petition and application are dismissed.

5. Order be uploaded on the website of this Court.

**MUKTA GUPTA, J.**

**AUGUST 17, 2021**

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