

MALLIKARJUN KHARGE
V/S
BHAVYA BHARDWAJ AND ANOTHER

Present: Dr. Anmol Rattan Sidhu, Sr. Advocate with Mr. Pratham Sethi, Mr. Rohan Gupta and Ms. Sandhya Gaur, Advocates for the petitioner.

Learned Senior Counsel *inter alia* contends that the summoning order has been passed without affording any opportunity of hearing at pre-summoning stage and is thus non-compliant of Section 223(1) of BNSS rendering the impugned order void *ab-initio*, for which he relies on the judgment of Hon'ble the Supreme Court in **Parvinder Singh Versus Directorate of Enforcement**, 2026 SCC OnLine SC 903 as also the fact that the report called under Section 225 of BNSS (erstwhile Section 202 of Cr.P.C.) was also not taken into account while passing the impugned order, with regard to which he refers to **Mehmood Ul Rehman Vs. Khazir Mohammad Tunda and others**, 2015(12) SCC 420.

Notice of motion for 26.11.2026.

Till the next date of hearing, proceedings before the trial Court shall remain stayed.

AUGUST 06, 2026.
Rajender

(AMAN CHAUDHARY)
JUDGE