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%. 22.09.2010

Present: Mr. B.R. Kaushik, Adv. for the petitioners along with
petitioners in person.
Mr. M.P. Singh, APP for the State along with SI Jasa
Singh, P.S. Tilak Nagar.
Mr. Inder Singh, Adv. for the respondent no. 2 along with
respondent no. 2 in person.

+Crl. M.A. 14172/2010

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Allowed, subject to all just exceptions.

Application stands disposed of.

+Crl. M.C. 2762/2010

Petitioners were working with M/s Piccadily Hotels Pvt. Ltd.
Respondent no. 2 is working as Chief Finance Officer with the said
hotel. Petitioners had misappropriated about ₹2 lakhs of their
employer. On the complaint of respondent no. 2, FIR in question
was registered under Section 408 IPC at Police Station Tilak Nagar
against the petitioners. Now, petitioners and respondent no. 2 have
settled their disputes amicably inasmuch as, petitioners have
refunded sum of ₹2 lakhs to respondent no. 2. Respondent no. 2 has
no objection if the FIR in question is quashed.

Since, both the parties have settled their disputes out of court,
I am of the view that no fruitful purpose would be served in

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compelling the parties to continue to litigate a protracted trial. Accordingly, in larger interest, FIR No. 152/2010 under Section 408 IPC registered at Police Station Tilak Nagar and consequent proceedings emanating therefrom are quashed. However, cost of ₹5,000/- each is imposed on the petitioners which shall be deposited with the Delhi High Court Legal Services Committee within two weeks.

Petition is disposed of in the above terms.

Dasti.


A.K. PATHAK, J.

September 22, 2010
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