

\$~23

\*

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

12

+ CRL.M.C. 3303/2009

VINOD KUMAR

..... Petitioner

Through

Mr. B.P. Aggarwal, Advocate

versus

STATE & ANR.

..... Respondent

Through

Ms. Jasbir Kaur, APP for State  
Mr. Vishva Wadhwa, Adv for R2

**CORAM:**

**HON'BLE MR. JUSTICE M.L. MEHTA**

**ORDER**

%

**15.11.2011**

This is a petition for quashing of FIR No. 126/1999, PS Narela, under Sec. 39/44 of I.E. act read with Sec. 379 IPC.

Counsel for the petitioner has placed on record photocopy of the receipts of deposit of Rs.2,83,370/-; 92,608/- and 66,200/- amounting to totaling above Rs.4,35,499/- which was the demand as shown in the notice of respondent No.2/NDPL issued to petitioner. This is in respect of K. No. BWN/516-1222973/Z-203/IP.IN.

Counsel appearing for respondent No.2 NDPL has filed an affidavit of Sh. Kulvinder Singh working as HOG-FACG of respondent No.2 wherein he has stated that the record of erstwhile DVB is not traceable.

There is no reason to disbelieve the version as stated by the petitioner. No cause of action survives. Consequently, FIR No. 126/1999, PS Narela, under Sec. 39/44 of I.E. act read with Sec. 379 IPC and all the proceedings emanating therefrom are hereby quashed.

**M.L. MEHTA, J**

**NOVEMBER 15, 2011**

**'raj'**

Signature Not Verified

Digitally Signed By: AMULYA  
Certify that the digital file and  
physical file have been compared and  
the digital data is as per the physical  
file and no page is missing.