

\$~8

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

%

Judgment delivered on: 13.08.2018

+ CRL.M.C. 732/2018

INDERWATI

..... Petitioner

versus

THE STATE (GOVT. OF NCT OF DELHI) & ORS Respondents

Advocates who appeared in this case:

For the Petitioner : Mr. S.K. Sharma, Adv.

For the Respondent: Mr.Kamal Kr. Ghai, Addl. PP for the State with SI
Dara Singh, PS Okhla Indl. Area.
Mr. Rishab Raj Jain, Adv. for R-2 /BSES-RPL

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

13.08.2018

SANJEEV SACHDEVA, J. (ORAL)

1. The petitioner seeks quashing of FIR No. 577 of 2016 under Section 135 of the Indian Electricity Act, 2003, Police Station Okhla Indl. Area, Phase-II, New Delhi, based on a settlement.

2. Subject FIR was registered consequent to a raid that had taken place in the premises of the petitioner where direct theft of electricity was alleged to have been found. A direct theft bill of Rs. 1,93,378/- was raised. The petitioner approached the respondent for a settlement

and the bill was reduced to Rs.90,000/-. The said amount has been paid and a No Dues Certificate dated 28.03.2017 has been issued.

3. Learned counsel appearing for respondent no. 2/BSES submits that since respondent no. 2 has received the entire settlement amount, respondent no. 2/BSES-RPL does not wish to press the present complaint against the petitioner any further.

4. In view of the fact that the disputes between the parties have been settled and petitioner has paid the settled amount, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor. It would also be expedient to quash the subject FIR and the consequent proceedings emanating therefrom.

5. In view of the above, FIR No. 577 of 2016 under Section 135 of the Indian Electricity Act, 2003, Police Station Okhla Indl. Area, Phase-II, New Delhi and the consequent proceedings emanating there from are quashed.

6. Order *Dasti* under the signatures of the Court Master.

SANJEEV SACHDEVA, J

AUGUST 13, 2018

‘rs’