

\$~13

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

+ **CRL.M.C. 1683/2020**

DEEPAK GUPTA AND ANR

..... Petitioners

Through Mr Jeetender Gupta, Mr Deepak Gupta,
Advocates.

versus

STATE AND ANR

..... Respondents

Through Mr Amit Gupta, APP for State.

Mr Rahul Gupta, Advocate with

Mr Shekhar Gupta & Mohd Shahbaz, Advocates
for R2.

CORAM:

HON'BLE MR. JUSTICE VIBHU BAKHRU

ORDER

%

24.08.2020

[Hearing held through videoconferencing]

CRL. M.A. 11414/2020

1. Allowed, subject to all just exceptions.
2. The application is disposed of.

CRL.M.C. 1683/2020

3. The petitioners have filed the present petition, *inter alia*, praying as under:-

"Pass necessary order and directions for quashing of Criminal Complaint No. 53-A/1/07 U/s. 148/420/468/471/477-A & 120-B IPC and all criminal proceedings arising therefrom, which are pending before the Court of Ld. MM (North), Rohini Courts, Delhi."

Signature Not Verified

Signed By: DUSHYANT
RAWAL
Location:
Signing Date: 25.08.2020
12:37:55

4. The abovementioned complaint (Criminal Complaint No. 53-A/1/07) has been lodged at the instance of respondent no.2 company.

5. Mr Abhinav Agarwal director of respondent no.2 company has joined the proceedings and is identified by respondent no.2's counsel. He states that he is duly authorised to represent and make statements on behalf of respondent no.2. He confirms that in terms of the settlement dated 23.02.2019 entered into by respondent no.2, the subject disputes between respondent no.2 company and the petitioners stand resolved. He states that respondent no.2 does not wish to pursue the complaint in question. He further states that respondent no.2 joins the petitioners in praying that this petition be allowed.

6. In view of the above, the present petition is allowed and the said Criminal Complaint No. 53-A/1/07 under Sections 148/420/468/471/477-A & 120-B of the IPC and all criminal proceedings arising therefrom, which are pending before the Court of Ld. MM (North), Rohini Courts, Delhi are quashed.

7. It is noticed that one Mr Sunil Sarda has also been arrayed as an accused in the said complaint. He is not a party to the present petition. In this regard, it is clarified that nothing construed in this order shall be read to affect any of his rights or contentions

VIBHU BAKHRU, J

AUGUST 24, 2020

pkv

Signature Not Verified

Signed By: DUSHYANT
RAWAL
Location:
Signing Date: 25.08.2020
12:37:55