

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
WRIT PETITION NO. 1532 OF 2023**

Milan Parasmal Kothari ... Petitioner
Versus
The State of Maharashtra and anr. ... Respondents

**WITH
INTERIM APPLICATION NO. 2173 OF 2023**

.....

Mr. D. V. Saroj for the Petitioner.
Mrs. M. M. Deshmukh, APP for the State.
Ms. Harshada Morey i/b Sunny Waskar for Respondent No. 2.

.....

**CORAM : PRAKASH D. NAIK &
N.R. BORKAR, JJ.**

DATED : 21.12.2023

P.C. :-

The petitioner and respondent No. 2 made a joint prayer for quashing the proceedings in Case No. 1158/PW/2022 pending before Metropolitan Magistrate Railway Court at Andheri arising out of First Information Report dated 6.02.2021 registered with Meghwadi Police Station vide Crime No. 27 of 2021 for offence under Sections 354 (D) (1) (2), 507 of the Indian Penal Code and Section 66(c) (e) of the Information Technology Act, 2000.

This order is corrected pursuant to the speaking to minutes of the order dated 15 January 2024.

2. The First Information Report was registered at the instance of respondent No. 2. The parties have settled the dispute. They have arrived at an amicable settlement. The complainant has no objection for quashing the impugned proceedings. The complainant is present through VC. She is identified by the Advocate representing her. The complainant has submitted the affidavit of consent. The affidavit is taken on record. The complainant has admitted the contents of affidavit. She has no objection for quashing the proceedings.

3. We have perused the affidavit of the complainant. It is stated therein that the complainant has no objection for quashing the proceedings.

4. Considering the fact that the parties have resolved the dispute. The proceedings can be quashed.

ORDER

(I) Writ Petition is allowed.

(ii) The proceedings in Case No. 1158/PW/2022 pending before Metropolitan Magistrate Railway Court at Andheri arising out of FIR No. 27 of 2021 for offence under Sections 354 (D) (1) (2), 507 of the Indian Penal Code and Section 66(c) (e) of the Information Technology Act, 2000 are quashed and set

aside.

(iii) The petitioner shall pay cost of Rs. 25,000/- to the Advocates Association of Western India Generation Next.

(iv) The details of the bank account for payment of cost are as under :

Account Name	:	Advocates Association of Western India Generation Next
Account No.	:	000110110007807
Bank Name	:	Bank of India
Branch Name	:	Mumbai Main
IFSC Code	:	BKID0000001

(v) Petitioner to deposit the said cost of Rs.25,000/- within a period of three weeks from today and submit the receipt of the same in the Registry of this Court.

5. Interim Application stands disposed of.

Digitally
signed by
MANGALTAI
JAYWANT
JADHAV
Date:
2024.01.16
19:23:28
+0530

(N.R. BORKAR, J.)

(PRAKASH D. NAIK, J.)