



\$~30

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

+ **MAT.APP.(F.C.) 43/2023**

NAKUL RAJESH JOSHI

..... Appellant

Through: Ms Somyashree, Advocate.

versus

SANCHI JOSHI

..... Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE RAJIV SHAKDHER

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

01.05.2024

%

[Physical Hearing/Hybrid Hearing (as per request)]

CM APPL. 25370/2024

1. Allowed, subject to just exceptions.

CM APPL. 25369/2024

2. This is an application seeking withdrawal of the accompanying appeal.

3. The withdrawal is based on the Settlement Agreement dated 23.04.2024 arrived at between the parties [in short, "SA"].

4. For the reasons given in the SA, the parties have authorized their respective representatives to execute the same.

5. We have gone through the terms contained in the SA.

6. According to us, broadly the terms contained in the SA are in line with the law.

MAT.APP.(F.C.) 43/2023

Page 1 of 2



7. The only caveat that we wish to enter is that the parties must utilize the video conferencing facilities and the rules framed in that behalf for the purpose of disposal of mutual consent motions.

8. Furthermore, insofar as the criminal proceedings are concerned, the concerned Court would take into account the SA and then proceed in the matter, *albeit* in accordance with the law.

9. Accordingly, the prayer made in the application is allowed.

10. The appeal shall stand dismissed as withdrawn.

MAT.APP.(F.C.) 43/2023

11. In view of the order passed in CM APPL. 25369/2024, nothing further remains to be done in the appeal.

12. The case paper shall stand consigned to the record.

13. The date already fixed in the matter i.e., 09.08.2024, shall stand cancelled.

RAJIV SHAKDHER, J

AMIT BANSAL, J

MAY 1, 2024

rt

Click here to check corrigendum, if any