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

+ **CONT.CAS(C) 567/2025**

STEPHEN FRANCIS AND ANRPetitioners

Through: Counsel appearance not given.
versus

AJAY KUMAR DUTTRespondent

Through: Mr. Tarun Khawal, Advocate.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

% **06.10.2025**

1. This hearing has been done through hybrid mode.
2. The present petition under Sections 10, 11 and 12 read with Section 2(b) of the Contempt of Courts Act, 1971 and Article 215 of the Constitution of India seeks following prayers:-

“(a) Summon the contemnor before this Hon’ble Court and punish him appropriately for Contempt of Court committed by him, for willfully disobeying the Mediation Settlement Agreement dated 11.09.2024, executed at Mediation Centre, Saket Court, New Delhi, in Proceedings initiated u/s 138 NI Act in bearing CC No. 8630/2023, titled as Angela Suiting vs Ajay Kumar Dutt, pending in court of Sh. Komal, JMFC-08, Saket Court(South), Delhi, and in connected case CC No. 8561/2023, titled as Stephen Francis vs Ajay Kumar Dutt, pending before the court of Sh. Rishabh Tanwar, JMFC(NI Act), Saket Court(South). And/or;
(b)To Order the Respondent for prompt compliance of the above said Mediation Agreement dated 11.09.2024, executed at Mediation Centre, Saket Courts. And/or.
(c) Award cost of the proceedings to the Destitute Petitioners.
(d)Pass any such order (s) as this Hon’ble Court may deem fit and proper in facts and circumstances of case and for justice.”

3. *Vide* order dated 24.12.2024, in previous petition filed on behalf of the



petitioner in CONT.CAS(C) 2032/2024 the following order was passed:-

- “1. Learned counsel for petitioner submits that the matter was amicably settled before the Mediation Centre, Saket, New Delhi but, as on date, there is no order by the Court taking on record such report and binding the parties, while accepting the report.
2. After hearing arguments for some time, learned counsel for petitioner seeks permission to withdraw the present contempt petition with liberty to file it afresh at a later point of time.
3. In view of aforesaid, present contempt petition is disposed of as not pressed.
4. Liberty, as prayed, is granted.”

4. Learned counsel appearing on behalf of the petitioner fairly submits that at the time of filing of the present petition, there was no Court order as indicated in the paragraph 1 of the aforesaid order.

5. In view of the above, learned counsel for the petitioner seeks leave to withdraw the present petition with liberty to proceed with the prosecution of the complaint pending before the learned Trial Court, in accordance with law.

6. Leave and liberty granted.

7. The present petition is dismissed as withdrawn and disposed of accordingly.

8. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

OCTOBER 06, 2025/sn/sg