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

+ **CONT.CAS(C) 677/2024 & CM APPL. 24737/2024**

**PAWAN KUMAR**

..... Petitioner

Through: Mr. Udit Gupta, Advocate  
Email: [lawyer.udit@gmail.com](mailto:lawyer.udit@gmail.com)  
Mob: 9654449369

versus

**DEEPAK DUA**

..... Respondent

Through: None.

**CORAM:**

**HON'BLE MS. JUSTICE MINI PUSHKARNA**

**ORDER**

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**29.04.2024**

**CM APPL. 24737/2024 (For Exemption)**

1. Exemption allowed, subject to just exceptions.
2. Application is disposed of.

**CONT.CAS(C) 677/2024**

3. The present petition has been filed alleging willful disobedience of the order and undertaking dated 8<sup>th</sup> December, 2016 passed by Metropolitan Magistrate (C-02)/Delhi in case bearing no. CC No. 664 RT/16 (New No. 512168/2016).
4. By way of the aforesaid order, the following directions had been issued:

*“Let valakatnama of counsel for accused be filed during course of day.*

*Proceedings initiated against the accused u/s 82 Cr.P.C. have*



*been returned duly executed. However, today with the intervention of the Court, parties have decided to settle the matter. Accused has undertaken to pay Rs. 4,50,000/- towards the settled payable sum in monthly installments of Rs. 20,000/- each. It is also agreed between the parties that accused shall make the payment directly to the complainant out of court in cash or through bank account. Separate statements of the parties with regard to settlement recorded.*

*Matter is now adjourned for confirmation of payment as per the settlement, for 07.04.2017.”*

5. Learned counsel appearing for the petitioner submits that despite the aforesaid undertaking, the respondent has failed to make payment of the full amount and the last payment received by the petitioner was on 3<sup>rd</sup> February, 2024.
6. Issue notice to the respondent by all modes, returnable on 02<sup>nd</sup> August, 2024.

**MINI PUSHKARNA, J**

**APRIL 29, 2024**  
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