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

+ **CONT.CAS(C) 938/2025**

COURT ON ITS OWN MOTION

.....Petitioner

Through: None.

versus

VISHAL

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

12.08.2025

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1. This hearing has been done through hybrid mode
2. The present petition has been placed in terms of reference made by learned JMFC, NI Court, Saket, Delhi. The reference records as under: -

“PUC is a contempt reference dated 13.05.2025 made by Shri Kawai Singh, JMFC (NI Act)-03 South/Saket Courts, Delhi addressed to Ld. Registrar General and forwarded by Officer-in-Charge, Judicial Branch for Principal District & Sessions Judge, South, Saket Gouts Complex, New Delhi.

This contempt reference is against the accused Mr. Vishal S/o Mr. Deen Dayal for the breach of statement given voluntarily by him in pursuance of the mediation settlement in the mediation centre, in view of the law laid down by Hon'ble Delhi High Court in Dayawati Vs. Yogesh Kumar Gosain, CrI. Reference No.1/2016.

Shri Kawai Singh, JMFC (NI Act)-03/South/Saket Delhi has sent this contempt reference for initiating contempt of court proceedings against Mr. Vishal S/o Mr. Deen Dayal and he has submitted as under

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It is admitted by the accused that he had signed the settlement agreement and statement on Oath to that effect before this court however, alleges them being taken under pressure. No reasonable



ground has been shown to make out the aforesaid allegation. It is also material to point out that no such allegation was made by the accused before the cheque of Rs.62,50,000/- was handed over the accused to the complainant, which had also dishonoured. Hence, in the opinion of this court the accused Mr. Vishal has willfully breached the settlement agreement and is well aware of the present proceedings which are going against him but he has no intention to honour the said settlement agreement.

It is therefore, most respectfully prayed that contempt proceedings be initiated against the accused Mr. Vishal and be punished according to law.

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In view of the above, the instant contempt reference is submitted for being laid before Hon'ble the Chief Justice for consideration and orders as to whether the instant Reference may be treated as Civil Contempt and be placed on the judicial side. A precedent (flag 'X') is enclosed herewith."

3. Issue court notice to the respondent through all permissible modes including electronic mail if any, returnable on 12.11.2025.

AMIT SHARMA, J

AUGUST 12, 2025/kr