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

+ **CRL.M.C. 9824/2024 & CRL. M.A. 37658/2024**

SACHIN CHOPRA

.....Petitioner

Through: Mr. Rishi Manchanda and Mr.
Lakhan Gupta, Advocates

versus

STATE THROUGH SHO PS DWARKA SOUTHRespondent

Through: Mr. Nawal Kishore Jha, APP for the
State

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

13.12.2024

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CRL. M.A. 37659/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL. M.C. 9824/2024

3. The present petition has been filed under Section 528 BNSS 2023 seeking quashing of FIR No. 198/2015 dated 04.03.2015 registered under Section 229A of the IPC at Police Station Dwarka (South), New Delhi.
4. Mr. Rishi Manchanda, learned counsel appearing for the petitioner submits that the present FIR is an outcome of the proceedings in a complaint case i.e., CC No. 3473/2014 which had been filed by the HDFC Bank under Section 138 of the N.I. Act.
5. He further submits that in the complaint case the settlement was



arrived at between the petitioner and the HDFC Bank, and the said bank had given the petitioner to understand that he need not appear before the court since there is a settlement. However, on account of non-appearance of the petitioner, the process under Section 82 Cr.P.C. was issued by the learned Metropolitan Magistrate, Dwarka in the said complaint case.

6. Further, a direction was also given by the learned Metropolitan Magistrate *vide* order dated 05.01.2015 to register an FIR under Section 229A IPC against the petitioner.

7. Learned counsel for the petitioner submits that non-appearance of the petitioner was for the reason that there was a settlement arrived at between the petitioner and the complainant-Bank.

8. In view of the above, issue notice. Notice is accepted by the learned APP appearing on behalf of the State.

9. Let status report verifying the factum of settlement with the HDFC Bank be filed before the next date.

10. Renotify on 28.01.2025.

VIKAS MAHAJAN, J

DECEMBER 13, 2024

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