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% 26.11.2010

Present: Mr. Deepak Tyagi, Adv. for the Petitioners with
petitioners in person.
Mr. M.P. Singh, APP for the State with SI Vijay
Kumar, P.S. Amar Colony.
Ms. Sangeeta Aggarwal, Adv. for respondent Nos. 2
and 3 with respondent Nos. 2 and 3 in person.

+ Crl. M.C. No. 2365/2010

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By this petition under Section 482 Cr.P.C. petitioners seek quashing of FIR No. 206/2010 under Sections 448/380/34 IPC registered at police station Amar Colony. As per respondent Nos. 2 and 3, petitioners had forcibly taken possession of the property situated at A-39, Dayanand Colony, Lajpat Nagar-4, New Delhi. Not only this they had even demolished the building. Now, respondent Nos. 2 and 3 have compromised the matter with the petitioners. In fact, a suit CS(OS) No 866/2010 was pending in this Court between the parties in respect of the same property. Said suit was filed by the respondent Nos. 2 and 3 under Section 6 of the Specific Relief Act, 1963 for recovery of possession and damages against the petitioners. Compromise had been arrived in the said suit and in terms of compromise, a decree has been

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passed in the said suit. A sum of ₹30.50 lacs had to be paid by the petitioners to respondent Nos. 2 and 3 in terms of the compromise decree, which has already been paid.

Respondent Nos. 2 and 3 have no objection, if the FIR in question is quashed. In view of the settlement arrived at between the parties, in the larger interest, I quash the FIR No. 206/2010 under Sections 448/380/34 IPC registered at police station Amar Colony and the consequent proceedings emanating therefrom.

Petition is disposed of in the above terms.

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A.K. PATHAK, J.

NOVEMBER 26, 2010

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