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* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ CRL.M.C. 2938/2010

AKASH CHAUHAN Petitioner
Through Petitioner in person

versus

STATE & ANR Respondents
Through Mr.M.N.Dudeja, APP
Respondent No.2 in person

CORAM:
HON'BLE MS. JUSTICE HIMA KOHLI

O R D E R

% 21.09.2010

1. The present petition is filed by the petitioner under Section 482 Cr.P.C. praying *inter alia* for quashing of FIR No.189/2010 lodged by the respondent No.2/complainant against the petitioner, under Sections 376/328/506 IPC registered with PS Safdarjung Enclave, New Delhi, and all proceedings arising out therefrom.

2. The petitioner and the respondent No.2/complainant are present in the court and they jointly state that the present complaint lodged by the respondent No.2 was on account of a misunderstanding between them. In fact it is stated by the respondent No.2/complainant that she did not realize the gravity of the offence, as set out in her complaint

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and as a matter of fact, both the parties had fallen in love with each other and wanted to get married. The parties state that now they have arrived at an amicable settlement, as recorded in the Compromise Deed dated 4.9.2010(Annexure P-5). Both the parties confirm the fact that the aforesaid settlement has been arrived at between them of their own free will and volition and without any undue influence or coercion from any quarters.

3. This Court has personally interacted with the respondent No.2/complainant who confirms the aforesaid position and states she has a friendly relationship with the petitioner and does not wish any further action to be taken on the aforesaid FIR, which was lodged under a misconception.

4. Learned APP states, on instructions, from the IO that after lodging of the complaint, investigations have been carried out and till now, there is no significant corroboration of the contents of the complaint. In view of the settlement arrived at between the parties, he has no objection to the prayer made in the present petition being allowed.

5. Having regard to the tender age of the parties, the petitioner being less than 19 years of age and the respondent No.2/complainant being 19 years of age, their circumstances and family background, and

the fact that they have resolved their disputes amicably no useful purpose will be served by proceeding further with the aforesaid FIR and the proceedings arising out therefrom. The prayer made in the petition is allowed. FIR No.189/2010 lodged by the complainant/respondent No.2 with Police Station: Safdarjung Enclave, and all the proceedings arising therefrom stand quashed.

6. The petition is disposed of. File be consigned to the record room.



HIMA KOHLI,J

SEPTEMBER 21, 2010
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