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% 10.11.2010

Present: Mr. Tarun Kumar, Adv. for the Petitioners.  
Mr. M.P. Singh, APP for the State/R-1 with SI  
Girraj Singh, P.S. Badarpur.  
Respondent Nos. 2-4 and 6 in person.

**+ Crl. M.A. No. 17164/2010 (exemption)**

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Allowed, subject to all just exceptions.

Application stands disposed of.

**Crl. M.C. No. 3494/2010**

Deceased Islam was working as Labourer on the construction site of Vanbros Construction India Ltd. Petitioner No. 1 was working as Engineer, while petitioner No. 2 was working as Foreman in the said company. Petitioner No. 3 is incharge of the company. Unfortunately, deceased fell down from the third floor and later died. On the complaint of respondent No. 2, FIR in question was registered under Sections 288/304-A/34 IPC at police station Badarpur. Respondent No. 4 is widow; whereas respondent No. 3 is father of the deceased. Respondent No. 6 is another witness to the incident. Petitioners have now settled the matter with

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the respondent Nos. 3 and 4. In terms of the settlement, a sum of ₹40,000/- in cash has already been paid to respondent No. 3 towards the medical expenses. Remaining settled amount of ₹2,80,000/- (₹1 lac to the widow + ₹1 lac to the father + ₹40,000/- each to the two minor children of the deceased) has been paid by the petitioners to respondent nos. 3 and 4 in the Court through demand drafts, photocopies whereof have been placed on record. Respondent Nos. 2 to 4 and 6, who are present in the Court today, have no objection in case FIR is quashed.

In view of the settlement arrived at between the parties, in the larger interest, I quash the FIR No. 243/2010 under Sections 288/304A/34 IPC registered at police station Badarpur and the consequent proceedings emanating therefrom.

Petition is disposed of in the above terms.

Dasti.

  
**A.K. PATHAK, J.**

**NOVEMBER 10, 2010**

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