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

+ **CRL.M.C. 2703/2016**

OM PRAKASH @ DEEPAK KUMAR

..... Petitioner

Represented by: Mr. C.M. Thapliyal, Advocate
with petitioner in person.

versus

STATE (NCT OF DELHI) & ANR.

..... Respondents

Represented by: Ms. Rajni Gupta, APP for the
State with W/SO Upkar Kaur,
PS Rani Bagh.
Mr. Kishore Sakhrani,
Advocate for respondent No.2
with respondent No.2 in
person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER
01.08.2016

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By the present petition the petitioner seeks quashing of FIR No. 275/2013 under Sections 354A/323 IPC registered at PS Rani Bagh, Delhi on the complaint of Respondent No.2 on the ground that the parties have settled the matter.

Issue notice.

Learned APP accepts notice on behalf of the State.

Learned APP for the State on instructions from the Investigating Officer states that besides the petitioner there is no other accused and besides the respondent No.2 there is no other complainant or victim in the present FIR.

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The complainant/Respondent No. 2 Ms. Shiwani who is present in Court and is identified by the learned counsel and the Investigating Officer states that she has settled the matter with the petitioner and in terms of the settlement between the parties, she does not want to pursue the abovementioned FIR and the proceedings pursuant thereto as they are living in the neighbourhood.

Petitioner, who is also present in Court and is identified by the learned counsel states that he will abide by the terms of settlement.

In view of the fact that the parties have amicably resolved their differences of their own free will, volition and without any coercion and no useful purpose will be served in continuance of the proceedings, rather the same would create further acrimony between them, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

Consequently, FIR No. 275/2013 under Sections 354A/323 IPC registered at PS Rani Bagh, Delhi and proceedings pursuant thereto are hereby quashed, subject to the petitioner depositing a sum of ₹20,000/- with the Bar Council of Delhi Advocates' Welfare Fund within two weeks.

Parties have signed this order sheet in acknowledgment of their statements made before this Court.

The petition is disposed of. Order dasti.

MUKTA GUPTA, J.

AUGUST 01, 2016/'vn'

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