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

+ CRL.M.C. 3445/2016 & CrI.M.A. 14567/2016

BUNTY @ SUBIN TOMAR & ANR. Petitioner

Represented by: Mr. Kushbir Singh, Adv.

versus

STATE(NCT OF DELHI) & ANR. Respondent

Represented by: Mr. Ashok Kumar Garg, APP
with SI Rajpal, PS Uttam
Nagar.

Ms. Shaiza, Adv. for R-2.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

27.02.2017

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By the present petition, the petitioners Bunty @ Subin Tomar and Jitender @ Jeetu seek quashing of FIR No.224/2000 under Sections 341/342/377/34 IPC registered at PS Uttam Nagar on the complaint of respondent No.2.

Learned APP for the State has pointed out that in the FIR in question, besides the two petitioners there were two other persons involved out of whom one was a juvenile who has been released on admonition pursuant to an enquiry conducted and the fourth person namely Sonu has not been impleaded as a party.

Learned counsel for the petitioner states that Sonu has since been declared proclaimed offender vide order dated 30th May, 2014.

Be that as it may, the petitioners seek quashing of FIR No.224/2000

inter alia under Section 377 IPC. The offence punishable under Section 377 IPC being serious in nature, the same cannot be quashed in view of the decisions of the Supreme Court reported as 2012 (10) SCC 303 Gian Singh Vs. State of Punjab & Anr. and (2014) 6 SCC 466 Narinder Singh and Ors. vs. State of Punjab and Anr.

Petition and application are dismissed.

MUKTA GUPTA, J.

FEBRUARY 27, 2017
‘v mittal’