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

+ CRL.M.C. 2093/2018 & CRL.M.A. 7424/2018

JITENDER @ KALA & ORS

..... Petitioner

Through Ms.Pallavi Pipaniya, Adv with
Ms.Mahima, Adv.

versus

STATE (GOVT OF NCT OF DELHI) & ORS Respondent

Through Ms.Manjeet Arya, APP with ASI
Rajender, P.S. Alipur.

Mr.Maninder Singh with Mr.Ajay Kumar
Pipaniya, Adv.

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

ORDER

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16.11.2018

1. Vide the present petition filed u/s 482 Cr.P.C., the petitioners seek quashing of FIR No.0441/2012 registered u/s 147/148/149/308/506 IPC at Police Station Alipur, Delhi on the basis of a compromise deed dated 20.04.2018.

2. Ms.Pallavi Pipaniya learned counsel for the petitioners submits that the petitioners as also the respondent nos.2 to 6 are neighbours living in Village Tajpur Kalan, Delhi. She submits that due to a misunderstanding, an altercation took place between the parties on 13.12.2012 which led to the registration of cross FIRs by the petitioner no.1 as also by the respondent no.3, the captioned FIR being the one lodged by the respondent no.3. However, with the intervention of the elders of the locality, the parties have now

resolved their disputes and have entered into a compromise deed dated 20.04.2018.

3. Ms.Pallavi Pipaniya further submits that not only do the parties undertake to maintain peace and harmony in the locality where they reside but the petitioners are ready to bear the costs as directed by this Court and, therefore, keeping in view the petitioners' young age and the fact that the nature of injuries alleged to have been inflicted on the respondent no. 2 to 6 are only simple, the captioned FIR and consequential proceedings be quashed.

4. The petitioners as also the respondent nos.2 to 6 are present in Court and have been identified by the Investigating Officer. I have interacted with the respondent nos.2 to 6, who jointly state that they have decided to resolve all their differences with the petitioners of their own free will and have entered into the settlement without any coercion. They further submit that they do not want the aforesaid criminal proceedings to continue as they do not want any further acrimony with the petitioners

5. Having considered the submissions of the learned counsel for the parties and perused the record, I find that the disputes between the parties are essentially private in nature and have already been amicably resolved. Keeping in view the fact that the altercation arose out of a misunderstanding which led to the registration of cross FIRs as also the fact that the nature of the injuries alleged to have been inflicted on the respondent nos. 2 to 6 were only simple, I am of the view that no useful purpose will be served in continuing with the criminal proceedings as the same will only create further rancour

between the parties who are neighbours.

7. In the light of the compromise deed executed by the parties as also the undertaking given by them in Court, the petition is allowed and the captioned FIR and the proceedings emanating therefrom are quashed, subject to the petitioner no.1 and petitioner nos. 2 to 8 paying a sum of Rs.50,000/- and Rs.25,000/- each respectively as costs to the Delhi Police Martyr's Fund, A/C No.18200110036907, UCO Bank, Delhi, IFSC Code UCBA0001820 within two weeks from today. A copy of the receipt of deposit of costs will be handed over to the Investigating Officer for production before the Trial Court.

8. The petition alongwith the pending applications is disposed of in the above terms.

REKHA PALLI, J

NOVEMBER 16, 2018

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