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

+ W.P.(CRL) 2111/2018

HITESH SHARMA & ANR.

..... Petitioners

Represented by: Mr. Sunil Choudhary,
Advocate.

versus

STATE (NCT OF DELHI) & ORS.

..... Respondents

Represented by: Mr. Sanjay Lao, ASC with Mr.
Siddharth Sindhu, Advocate
with Insp. Tanvir Ashraf,
DIU/North East Dist.

+ W.P.(CRL) 3089/2017

AKSHAY KUMAR & ANR

..... Petitioners

Represented by: Mr. Sunil Choudhary,
Advocate.

versus

STATE (NCT OF DELHI) & ORS

..... Respondents

Represented by: Ms. Kamna Vohra, ASC with
Ms. Sarabjeet Kaur, Advocate.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

18.07.2018

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By these two petitioner, the petitioners Hitesh Sharma and Rahul Choudhary in W.P. Crl. 2111/2018 and petitioners Akshey Kumar and Soru Tomar in W.P. Crl. 3089/2017 seek quashing of FIR No. 467/2017 under *W.P.(CRL) 2111/2018 and conn. matter*

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Sections 323/341/308/34 IPC registered at PS Bhajanpura on the complaint of respondent No. 2, Rajesh Kumar wherein besides Rajesh Kumar his son Kapil Kumar, respondent No. 3 is also a victim.

Learned Additional Standing Counsel for the State on instructions submits that in the above noted FIR the four petitioners are the only accused and the respondent No.2 is the complainant/ victim and respondent No. 3 is the other victim.

Respondent Nos. 2 and 3 who are present in Court and are identified by the Investigating Officer state that they have settled the matter with the petitioners and in terms of the settlement they do not want to pursue the abovementioned FIR and the proceedings pursuant thereto as the parties are neighbour.

Petitioners Hitesh Sharma, Rahul Choudhary, Akshey Kumar and Sonu Tomar who are present in Court and are identified by the learned counsel affirm the statement of respondent No.2 and 3 and undertake to abide by the terms of settlement. They tender unqualified apology and assure that no such misbehaviour will take place in future. To show remorse they undertake to deposit cost.

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. 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. 467/2017 under Sections 323/341/308/34 IPC

W.P.(CRL) 2111/2018 and conn. matter

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registered at PS Bhajanpura and proceedings pursuant thereto are hereby quashed subject to each of the petitioner depositing sum of ₹10,000/- with the Juvenile Justice Fund maintained by the Registrar General of this Court within two weeks.

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

Petitions are disposed of. Order dasti.

Mukta Gupta
MUKTA GUPTA, J.

JULY 18, 2018
'yo'

P-1 *M28/91*

P-2 *Govind*

1 identified petitioner
18-07-18
Sumit choudhary
Adv.
(D-1101/902)

R-2

[Signature]

R-3

Kabir

1 identified R-2 & R-3

7-17-18
(TANVIR ASHRAF)
Insp DIU/ North East Dist
D-1/887