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

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Judgment delivered on: 29.08.2018

+ CRL.M.C. 4198/2018

CHHUTKA & ORS

..... Petitioners

versus

THE STATE & ANR

..... Respondents

+ CRL.M.C. 4200/2018

ANISH ALI

..... Petitioner

versus

THE STATE ( GOVT OF NCT OF DELHI)& ANR. .... Respondents

**Advocates who appeared in this case:**

For the Petitioners :

Mr. D.K. Singh, Mr. Pankaj Chauhan, Mr. Gaurav Singh, Ms. Savita Singh and Mr. Neeraj Chaudhary, Advs. for R-2 (Crl. M.C. 4198/2018)

Mr. Satwant, Adv. (Crl. M.C. 4200/2018)

For the Respondents:

Mr. Kamal Kr. Ghai, Addl. PP for the State with SI Vipin Kumar

Mr. Satwant, Adv. for R-2 (Crl. M.C. 4198/2018)

Mr. Kamal Kr. Ghai, Addl. PP for the State with SI Vipin Kumar

Mr. D.K. Singh, Mr. Pankaj Chauhan, Mr. Gaurav Singh, Ms. Savita Singh and Mr. Neeraj Chaudhary, Advs. for R-2 (Crl. M.C. 4200/2018)

**CORAM:-**  
**HON'BLE MR JUSTICE SANJEEV SACHDEVA**

**JUDGMENT**  
**29.08.2018**

**SANJEEV SACHDEVA, J. (ORAL)**

1. The petitioners, in Crl. M.C. 4198/2018 seek quashing of FIR No. 725/2014 under Sections 354-A/506/34 of the IPC at Police Station Kalyan Puri, East Delhi and the petitioner, in Crl. M.C. 4200/2018 seeks quashing of FIR No. 519/2015 under Sections 308 of the IPC at Police Station Kalyan Puri, East Delhi, based on a settlement.

2. The subject dispute emanates out of a dispute between the family members. It is stated that the FIR No. 519/2015 has been registered on the complaint of sister against her own brother Anish Ali and FIR No. 725/2015 has been lodged on the complaint of the wife of Anish Ali, who is petitioner in Crl. M.C. 4200/2018, against her in-laws.

3. It is contended on behalf of the parties that the parties have settled all their disputes with the intervention of respectable persons of the society, elders, well-wishers and family members. Settlement Agreement has been executed between the parties through the process of mediation held before the Delhi Mediation Centre, Karkardooma Courts, Delhi on 06.12.2017.

4. As per the settlement, all the family members had agreed to relinquish their shares in property bearing No. 17/130, Kalyan Puri, Delhi in favour of petitioner no. 1 – Smt. Chhutka, mother of the parties and mother in law of the complainant in FIR No. 725/2015. It is further agreed that Anish Ali and his family had agreed to vacate one room in his possession on the first floor of the said property.

5. It is informed by counsel for the parties that the family members have already executed Relinquishment Deed in favour of their mother in terms of the settlement and Anish Ali and his family has already vacated the portion of property in his possession and handed over the same to Smt. Chhutka. Parties further submit that there is no other dispute surviving between them and all the disputes have amicably been settled.

6. Both the parties are present in court in person, represented by their respective counsels and identified by the Investigating Officer. They submit that they have resolved their disputes. They assure that they will not quarrel in future with each other. They submit that they have settled all their disputes with each other and are agreeable to the settlement and as such do not wish to press the criminal charges against each other any further.

7. In view of the fact that the disputes between the parties have been settled, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the

parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor. It would be expedient to quash the subject FIR and the consequent proceedings emanating therefrom.

8. In view of the above, the petitions are allowed. FIR No. 725/2014 under Sections 354-A/506/34 of the IPC at Police Station Kalyan Puri, East Delhi and FIR No. 519/2015 under Sections 308 of the IPC at Police Station Kalyan Puri, East Delhi and the consequent proceedings emanating there from are accordingly quashed.

9. Order *Dasti* under signatures of the Court Master.

**AUGUST 29, 2018**  
**'rs'**

**SANJEEV SACHDEVA, J**