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

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Judgment delivered on: 24.09.2018

+ CRL.M.C. 4881/2018

VIJAY KUMAR GUPTA & ORS. Petitioners

versus

STATE OF NCT OF DELHI & ORS. Respondents

Advocates who appeared in this case:

For the Petitioner : Mr. Alok B. with Mr. Uday Singh, Advocates.

For the Respondents : Mr. Panna Lal Sharma, APP for the State.
Mr. Rishi Bhardwaj, Advocate for respondent Nos.2
to 4.
SI Sunil Kumar, PS Govind Puri.

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

24.09.2018

SANJEEV SACHDEVA, J. (ORAL)

1. The petitioners seek quashing of FIR No.168/2017 under Sections 323/324/308/34 IPC, Police Station Govind Puri, based on a settlement.

2. Learned counsel for the petitioners prays for an exemption for personal appearance of petitioner No.3 on the ground that he has suffered a fracture. Petitioner No.3 has filed an affidavit in support of the petition.

3. In view of the above, the petitioner No.3 is granted exemption from personal appearance.

4. The parties are neighbours and the subject FIR was registered consequent to a quarrel that took place between the parties. Cross-FIRs to the subject FIR were registered against the complainants and others being FIR No.190/2017 under Section 341/324/506/34 IPC and FIR No.517/2017 under Sections 323/341/506/34 IPC, Police Station Govind Puri.

5. Learned counsel for the parties submit that with the intervention of family, friends and neighbours, parties have settled all their disputes in respect of all the three FIRs and a Compromise Deed dated 19.09.2018 has been executed.

6. The complainants of FIR No.190/2017 and FIR No.517/2017 i.e. Mr. Sachin Gupta and Mr. Saddam Hussain are present in Court in person. They undertake that they shall abide by the settlement agreement and are agreeable to the compounding of the offence in the subject FIRs. The undertaking is accepted.

7. The parties are present in person, represented by counsel and are identified by the Investigating Officer. They submit that they have settled all their *inter se* disputes and executed the compromise deed dated 19.09.2018. They further undertake to abide by all the terms and conditions of the compromise deed and submit that in lieu thereof no

disputes are surviving.

8. In view of the fact that the parties have resolved their disputes and executed the compromise deed dated 19.09.2018, 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 there from.

9. In view of the above, the petition is allowed. FIR No.168/2017 under Sections 323/324/308/34 IPC, Police Station Govind Puri and the consequent proceedings emanating there from are quashed.

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

SEPTEMBER 24, 2018
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SANJEEV SACHDEVA, J