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

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Judgment delivered on: 05.10.2018

+ CRL.M.C. 5104/2018

SH. NITIN

..... Petitioner

versus

STATE & ANR

..... Respondents

**Advocates who appeared in this case:**

For the Petitioner : Mr. Neetu Bagri, Advocate with petitioner in person.

For the Respondents : Mr. Hirein Sharma, APP for State  
with SI Kuldeep, PS Bharat Nagar

**CORAM:-**

**HON'BLE MR JUSTICE SANJEEV SACHDEVA**

**JUDGMENT**

**05.10.2018**

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

**Crl. M.A. 33657/2018 (Exemption)**

Allowed, subject to all just exceptions.

**CRL.M.C. 5104/2018 & Crl. M.A. 33658/2018**

1. Petitioner seeks quashing of FIR No. 382 of 2016 under Sections 354C/354-D/506/509 of the IPC registered at Police Station Bharat Nagar, Delhi, based on a settlement.

2. Subject FIR was registered consequent to the complaint lodged

by respondent No.2 alleging that the petitioner, who has known to her for the last 3/4 months, was sending obscene messages and threatening her and her family members.

3. Learned counsel for the parties submit that the parties have settled their disputes through the process of mediation held at Delhi Mediation Centre, Rohini Courts and Settlement Agreement dated 03.08.2018 has been executed.

4. Petitioner is present in Court in person. He has regretted his conduct and apologised to respondent no. 2. He undertakes and assures that he shall not repeat his conduct in future. The undertaking is accepted.

5. Respondent No. 2 is present in Court in person and is identified by the Investigating Officer. She submits that she has settled the disputes with the petitioner and does not wish to prosecute the complaint any further and has no objection to the quashing of the subject FIR.

6. In view of the fact that the parties have resolved their disputes and respondent No. 2 does not wish to press her complaint, 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.

7. In view of the above, the petition is allowed. FIR No. 382 of 2016 under Sections 354C/354-D/506/509 of the IPC registered at Police Station Bharat Nagar, Delhi and the consequent proceedings emanating there from are quashed, subject to the petitioner depositing costs of Rs.7500/- with the “*Chief Minister’s Distress Relief Fund (CMDRF), Kerala*”, within a period of two weeks from today. Receipt of deposit of the costs imposed by this Order be furnished to the concerned Investigating Officer within a period of three weeks from today.

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

**OCTOBER 05, 2018**  
**‘pallavi’**

**SANJEEV SACHDEVA, J**