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

+ CRL.M.C. 6060/2018

SULEMAN & ORS

.... Petitioners

Through: Mr. Nitin Arora and Mr.Dollar
Jain, Advs.
Petitioners in person

versus

STATE (NCT OF DELHI) & ANR Respondents

Through: Mr. Kamal Kumar Ghei, APP
with ASI Kanwar Singh, PS
Usman Pur
R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

% **18.12.2018**

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.1193/2017 under Sections 323/308/341/506/34 of the Indian Penal Code, 1860 ('IPC'), registered at Police Station New Usmanpur, Delhi and the proceedings emanating therefrom.

2. The petitioners as well as respondent No.2 submitted that the parties have amicably settled their matter in terms of Compromise Deed which was attested before the notary on 26.11.2018 on their own free will, without any force or coercion with the intervention of the family members and respectable people of the locality and they are now living peacefully and they assured the Court that they shall

not fight in future and shall live as good citizens and may be given a chance to live peacefully.

3. Respondent No.2 reiterated the aforesaid facts and stated that the matter between the parties stands settled on their own free will, without any force or coercion and the parties are now living peacefully. Respondent No.2 further submitted that in view of the compromise deed executed between the parties, the present petition may be allowed and the FIR may be quashed.

4. Investigating Officer (I.O.) has identified the petitioners as well as respondent No.2 and has also verified about the settlement arrived at between the parties and stated that the parties have no criminal antecedents.

5. In view of the aforesaid circumstances and the settlement arrived at between the parties, this Court is of the view that no fruitful purpose would be served in keeping the parties entangled in the criminal proceedings. Accordingly, in the interest of justice, FIR No.1193/2017 under Sections 323/308/341/506/34 of the IPC, registered at Police Station New Usmanpur, Delhi and the proceedings emanating therefrom are quashed, subject to the condition that the petitioners shall deposit, within ten days, a sum of Rs.5,000/- with the Delhi High Court Advocates' Welfare Fund and Rs.5,000/- with the Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820 and the receipts of the said deposit be filed in the Registry within 2 weeks and a copy of the said receipts shall also be handed over to the APP through the I.O. within 2 weeks.

In case the petitioners fail to deposit the said sum, the prosecution shall be entitled to move an application for passing appropriate orders.

6. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

DECEMBER 18, 2018/rk