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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(CRL) 71/2018
SANJAY & ANR Petitioners
Through Mr. Umesh Kumar, Adv.

versus

THE STATE GOVT OF NCT OF DELHI & ANR Respondents
Through Mr. R.S. Kundu, ASC for the State.
Mr. Premeasagar Pal with Mr. Bhagat
Singh, Advs.
Mr. Honey Khanna, Adv for
complainant.
W/ASI Saroj, PS Chhawla.

CORAM:

HON'BLE MS. JUSTICE INDERMEET KAUR

ORDER

% **09.01.2018**

Crl. M.A. No.425/2018 (exemption)

Exemption is allowed subject to just exceptions. Application disposed of.

W.P.(CRL) 71/2018 & Crl. M.A. No.426/2018

The parties pray for quashing of the present FIR i.e. FIR No.0469/2017 registered under Sections 354/354B/323/506/509/34 of the IPC at police station Chhawala. The charge sheet is yet to be filed. Parties have entered into a settlement. They are neighbours. The memorandum of understanding entered inter se the parties is a part of the record. The complainant is also present in person. She endorsed the averments made in the petition. It is stated that the parties having amicably settled their disputes and having no claim left

against one another, this is a fit case where the prayer made in the petitioner should be granted.

The allegations made in the complaint have also been perused. Admittedly, no grievous injury has been suffered by the complainant. To secure ends of justice and noting the fact that the petitioner having entered into the MOU the trial would be an exercise in futility. This is a fit where the prayer made in the petitioner be granted. At this stage, learned counsel appearing for the State submits that the investigating machinery has been set into motion and the State has suffered expenditure for which the parties must compensate the State. Accordingly, while allowing the prayer made in the petition and quashing the FIR No.0469/2017 registered under Sections 354/354B/323/506/509/34 of IPC at police station Chhawala as also all the proceedings emanating therefrom, the petitioner is burdened with a cost of Rs.10,000/- to be deposited with the Delhi High Court Legal Service Committee.

Petition disposed of in the above terms.

INDERMEET KAUR, J

JANUARY 09, 2018
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