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

+ CRL.M.C. 315/2018

ASIF

..... Petitioner

Through Mr. M.K. Upadhyay, Adv.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through Mr. M.S. Oberoi, APP with ASI Raj
Kumar, P.S. Sarai Rohilla for
respondent no. 1
Respondent no. 2 in person

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

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13.02.2018

It is submitted that petitioner is cousin of respondent no. 2. A quarrel took place between them on some trivial issues, which led to registration of the present FIR no. 53/2016 under Section 308 IPC at Police Station Sarai Rohilla, on the complaint of respondent no. 2. Respondent no. 2 is present in Court and has been identified by ASI Raj Kumar of police station Sarai Rohilla. With the intervention of their family members and common friends, petitioner and respondent no. 2 have settled their disputes amicably, vide a Compromise Deed dated 30th October, 2017. Respondent no. 2 submits that he has settled the matter with the petitioner of his own free will

and without any undue force, pressure or coercion and he has no objection in case the FIR is quashed. It is an admitted fact that respondent no. 2 had received simple injuries in the quarrel.

Keeping in view the settlement arrived at between the petitioner and respondent no.2 voluntarily, in my view, no fruitful purpose would be served to keep the criminal proceedings pending. Accordingly, FIR no. 53/2016 under Section 308 IPC at Police Station Sarai Rohilla and the consequent proceedings emanating therefrom are quashed, subject to however, costs of ₹10,000/- with the Lawyers' Welfare Fund within four weeks and receipt thereof be produced before the Investigating Officer.

Petition is disposed of in the above terms. Dasti.

A.K. PATHAK, J.

FEBRUARY 13, 2018

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