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

+ **CRL.M.C. 348/2019& CRL.M.A. 1518/2019**

**HIMANSHU**

..... Petitioner

Through: Mr. R.K. Lamba, Adv.

versus

**THE STATE & ANR**

..... Respondent

Through: Mr.Ashish Dutta, APP with  
ASI Ajeet Singh, PS Mohan  
Garden, Delhi  
Ms. Shweta Tyagi, Adv. for  
R-2

**CORAM:**

**HON'BLE MR. JUSTICE CHANDER SHEKHAR**

**ORDER**

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**25.03.2019**

**CRL.M.A. 1518/2019 (for exemption)**

Allowed, subject to all just exceptions. Application stands disposed of.

**CRL.M.C. 348/2019**

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.1315/2015 under Sections 323/354/354-B/506 of the Indian Penal Code, 1860 (IPC), registered at Police Station Uttam Nagar, New Delhi and the proceedings emanating therefrom.

2. The petitioner and respondent No.2 as well as the learned counsel for the parties submitted that the parties have settled their disputes and have entered into a Settlement Agreement dated

27.4.2016 on their own free will, without any force, pressure or coercion in terms whereof it was agreed between the parties that they would withdraw their criminal cases filed by them against each other.

3. The parties, present in the Court, submitted that they may be given a chance to reform and reintegrate into the society as productive members and they assured the Court that they shall not involve in any criminal activity in future. The parties also assured the Court that they shall live peacefully and harmoniously. The learned counsel for the parties prayed that the petition may be allowed and the FIR may be quashed.

4. The Investigating Officer ('IO'), who is present in Court, has identified the petitioner as well as respondent No.2 and has also verified the settlement arrived at between the parties. The IO stated that apart from the cross-case, there is no other case pending against the parties.

5. In view of the aforesaid circumstances and the settlement arrived at between the parties as well as taking into consideration the age of the petitioner and the socio-economic condition and the fact that the parties have no criminal antecedents, this Court deems it proper to give him a chance to reform and reintegrate into society as a productive member. Accordingly, in the interest of justice, FIR No. 1315/2015 under Sections 323/354/354-B/506 of the IPC, registered at Police Station Uttam Nagar, New Delhi and all the consequential proceedings arising out of the FIR are quashed subject to cost of Rs.15,000/- to be paid by the petitioner within 14 days, out of which

Rs.5,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs.5,000/- in the Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820 and Rs.5,000/- in the Delhi High Court Advocates' Welfare Trust and receipts of the deposits be filed in the Registry within 21 days. Copy of the receipts shall also be handed over to the APP through the I.O. within 21 days. In case the petitioner fails 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**

**MARCH 25, 2019/rk**