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

+ **CRL.M.C. 448/2019**

SURYA PAL @ GAJJI

..... Petitioner

Through

Mr. Prakash Khandelwal, Adv.
with petitioner in person

versus

STATE & ANR.

..... Respondent

Through

Mr. Mukesh Kumar, APP for
the State
Respondent no.2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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03.12.2019

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.115/2016, under Sections 354/354B/354D/506/509 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Seemapuri, Delhi and the proceedings emanating therefrom.
2. The petitioner and his counsel as well as respondent No.2 submitted that the parties have settled their disputes on their own free will, without any force or coercion and the same is evident from the proceedings before the learned Metropolitan Magistrate (Mahila Court-II) Shahadra District, Karkardooma Courts, Delhi dated 29.06.2018.
3. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that since the petitioner has tendered

unconditional apology to her and has assured that he shall not indulge in such activities in future, she has now forgiven him and she has no objection to the petition being allowed and the FIR being quashed.

4. Learned counsel for the petitioner further submitted that the petitioner is ready and willing to contribute a sum of Rs.15,000/- for some social beneficial cause in any trust or association.

5. 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.

6. In view of the aforesaid circumstances, the settlement arrived at between the parties and taking into consideration the age and socio-economic background of the petitioner, I deem it appropriate to give him a chance to reform and reintegrate into the society as a productive member. The petitioner is warned to be careful in future and not indulge in such activities again in future. Taking into consideration the remorseful attitude of the petitioner, this Court is also 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.115/2016, under Sections 354/354B/354D/506/509 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Seemapuri, Delhi and all the proceedings emanating therefrom are quashed, subject to deposit of a sum of Rs.15,000/- within two weeks by the petitioner, out of which Rs.5,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs. 5,000/- be deposited in favour of Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820 and Rs.5,000/- in Delhi High Court Staff Welfare Fund, SB A/c

No.15530110074442. The receipts of the deposits be filed in the Registry within two weeks. Copy of the receipts shall also be handed over to the APP through the I.O. within one week thereafter. In case the petitioner fails to deposit the said sum, the prosecution shall be entitled to move an application for passing appropriate orders.

7. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

DECEMBER 03, 2019

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