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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 2003/2019**
HARSH TOMAR Petitioner
Through: Mr. Sushant Mukund,
Advocate

versus

STATE OF NCT DELHI & ANR Respondents
Through: Mr. Ashish Dutta, APP with
ASI Bal Kishan, PS:New
Ashok Nagar, Delhi
Mr. Bilal Ahmad, Advocate for
respondent No.2

CORAM:
HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER
% **12.04.2019**

CRL.M.A.7917/2019

Allowed, subject to all just exceptions. The application is disposed of.

CRL.M.C. 2003/2019

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.607/2015, under Sections 279/354/509 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.:New Ashok Nagar, Delhi and the proceedings emanating therefrom.

2. The petitioner and respondent No.2 as well as their respective counsel submitted that the parties have settled their

disputes on their own free will, without any force or coercion vide Memorandum of Understanding (MoU) dated 20.2.2019.

3. Learned counsel for the petitioner submitted that the petition may be allowed and the FIR may be quashed, subject to any condition that this Court may deem fit and proper.

4. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that since the petitioner has tendered unconditional apology to him and has assured that he shall not indulge in such activities in future, he has now forgiven him and has no objection to the petition being allowed and the FIR being quashed.

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 to not indulge in such activities again. 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. 607/2015, under Sections 279/354/509 of the IPC, registered at

P.S.:New Ashok Nagar, Delhi and all the proceedings emanating therefrom are quashed, subject to deposit of a sum of Rs.25,000/- within two weeks by the petitioner, out of which Rs.10,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs.5,000/- in the Delhi High Court Advocates' Welfare Trust, Rs.5,000/- in the 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 and 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 two weeks. 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

APRIL 12, 2019

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