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

+ **CRL.M.C. 2045/2019 & CrI.M.A.8121/2019**

RAHUL BERI

..... Petitioner

Through Ms. Shaila Arora, Adv. with the
petitioner in person

versus

STATE & ANR.

.... Respondents

Through Mr. Raghuvinder Verma, APP
with SI Rajinder Dhaka, PS
Rajouri Garden, Delhi
Ms. Nishitha Garg, Adv. for
R-2 with R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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02.09.2019

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.546/2017 dated 24.9.2017, under Sections 354-A/506 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Rajouri Garden, Delhi and the proceedings emanating therefrom.
2. The petitioner and respondent No.2 as well as learned counsel for the parties submitted that the parties have settled their disputes on their own free will, without any force or coercion vide a Memorandum of Understanding (MoU) dated 22.4.2019 (as per the affidavit annexed with the MoU).
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 has no objection to the petition being allowed and the FIR being quashed.

4. Learned counsel for the petitioner submitted that the petitioner is ready and willing to contribute a sum of Rs.10,000/- 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 the petitioner 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 aforesaid facts and 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.546/2017 dated 24.9.2017, under Sections 354-A/506 of the IPC, registered at P.S.: Rajouri Garden, Delhi and the proceedings emanating therefrom are quashed subject to cost of Rs.10,000/- to be paid by the petitioner within 14 days, out of which Rs.5,000/- be deposited in the Delhi High Court Advocates' Welfare Trust and Rs.5,000/- in the Delhi

High Court Staff Welfare Fund SB A/c No.15530110074442 UCO Bank, Delhi High Court 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.

7. Petition is disposed of in above terms. Pending application is also disposed of.

CHANDER SHEKHAR, J

SEPTEMBER 02, 2019/rk