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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 3198/2018

BHARAT MANCHANDA & ANR

..... Petitioners

Through: Mr. Satnarain Sharma,
Advocate

versus

THE STATE & ANR

..... Respondents

Through: Mr. Ashish Dutta, APP with SI
Rooplal, PS: Begumpur, Delhi
Mr. Tarun Shokeen, Advocate
for respondent No.2

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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09.04.2019

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.0941/2016, under Sections 354/354A/341/506/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Begum Pur, Delhi and the proceedings emanating therefrom.

2. The petitioners 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 Settlement/Agreement dated 7.3.2018 before the Delhi Mediation Centre, Rohini District Courts, Delhi.

3. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that since the matter stands

settled, she has no objection to the petition being allowed and the FIR being quashed. Respondent No.2 has also filed an affidavit in this regard.

4. The Investigating Officer ('IO'), who is present in Court, has identified the petitioners as well as respondent No.2 and has also verified the settlement. The IO also submitted that the parties have no criminal antecedents.

5. The parties assured the Court that in future they shall not indulge in such activities and may be given a chance of reformation. The parties also submitted that the FIR may be quashed, subject to any conditions.

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 petitioners, I deem it appropriate to give them a chance to reform and reintegrate into the society as productive members. 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.0941/2016, under Sections 354/354A/341/506/34 of the IPC, registered at P.S.:Begum Pur, Delhi and all the proceedings emanating therefrom are quashed, subject to deposit of a sum of Rs.20,000/- (Rs.10,000/- each) within two weeks by the petitioners, out of which Rs.10,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs.6,000/- in the Delhi High Court Advocates' Welfare Trust and Rs.4,000/-

in the Delhi High Court Staff Welfare Fund, SB A/c No.15530110074442 and 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 two weeks. In case the petitioners fail 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 09, 2019/tp