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

+ CRL.M.C. 4187/2018 & CRL.M.A. 30253/2018

ALISHER & ORS

..... Petitioners

Through Mr. R. K. Sonkiya and
Mr.Akashdeep alongwith
petitioner in person

versus

THE STATE (N.C.T. OF DELHI) & ANR. Respondents

Through Mr. Panna Lal Sharma, APP
with SI Satyender Gulia, PS
Mehrauli, New Delhi
Respondent no.2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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24.07.2019

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.863/2017, under Sections 323/380/448/354-B/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Mehrauli, Delhi and the proceedings emanating therefrom.
2. Response by way of affidavit as well as proof of identity stands filed by the respondent no.2.
3. The petitioners and respondent No.2 as well as learned counsel for the petitioners submitted that the parties have settled their disputes on their own free will, without any force or coercion vide Compromise Deed dated 04.08.2018.

4. 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.

5. 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.

6. Learned counsel for the petitioners submitted that the petitioners are ready and willing to contribute a sum of Rs.1 lac for some social beneficial cause in any trust or association.

7. 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 the petitioners a chance to reform and reintegrate into the society as productive members. The petitioners are warned to be careful in future and to not indulge in any criminal activity. Taking into consideration the remorseful attitude of the petitioners, 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.863/2017, under Sections 323/380/448/354-B/34 of the IPC, registered at P.S.: Mehrauli, Delhi and the proceedings emanating therefrom are quashed subject to cost of Rs.1,00,000/- to be paid by the petitioners within 4 weeks, out of which Rs.20,000/- be deposited in the Bharat Ke Veer Corpus Fund, Rs.20,000/- in the Delhi High Court Advocates' Welfare Trust,

Rs.20,000/- with the Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820, Rs.20,000/- Prime Minister's National Relief Fund and Rs.20,000/- 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 5 weeks. Copy of the receipts shall also be handed over to the APP through the I.O. within 5 weeks. In case the petitioners fail to deposit the said sum, the prosecution shall be entitled to move an application for passing appropriate orders.

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

CHANDER SHEKHAR, J

JULY 24, 2019/rk