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

+ **CRL.M.C. 6567/2018 & CrI.M.A.50497/2018**

KAPIL UPPAL @ SACHIN

..... Petitioner

Through

Ms.Himani Mudgal, Adv. with
the petitioner in person

versus

STATE & ANR.

.... Respondents

Through

Mr. Amit Chadha, APP with SI
Sonu

Mr. Raj Kumar, Adv. for R-2
with R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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07.11.2019

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.684/2016, under Sections 354-A/354-D/506 of the Indian Penal Code, 1860 ('IPC') and Section 8 of the Protection of Children from Sexual Offences (POCSO) Act, 2012, registered at P.S.: Seemapuri, Delhi and the proceedings emanating therefrom.
2. Affidavit on behalf of the petitioner already filed.
3. 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 Settlement Deed which was attested by the notary on 18.12.2018.

4. Respondent No.2, who is present in Court along with her father, 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 petitioner as well as respondent No.2 and has also verified the settlement.

6. Learned counsel for the petitioner 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.

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 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 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.684/2016, under Sections 354-A/354-D/506 of the IPC and Section 8 of the POCSO, registered at P.S.: Seemapuri, Delhi and the proceedings emanating therefrom are quashed subject to deposit of Rs.15,000/- by the petitioner within 14 days, out of which Rs.5,000/- be deposited in the Prime Minister's National Relief Fund, Rs.5,000/- in the Delhi High

Court Advocates' Welfare Trust and Rs.5,000/- with the Delhi Police Martyrs' Fund, Account No.18200110036907, UCO Bank, IFSC Code:UCBA0001820 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.

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

CHANDER SHEKHAR, J

NOVEMBER 07, 2019/rk