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

Date of decision: 9th November, 2020

+ CRL.M.C. 2150/2020

SANDEEP JOLLY & ANR.

..... Petitioners

Through Ms. Purnima Maheshwari, Adv.

versus

STATE & ANR.

..... Respondents

Through Mr. Panna Lal Sharma, APP for State
with SI Mohit Malik, PS Mayapuri
Mr. D.K. Singh, Adv. for R-2 with
R-2 in person

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

J U D G M E N T (O R A L)

The hearing has been conducted through video conferencing.

CRL. M.A. 15349/2020

1. Allowed, subject to all just exceptions.
2. Application is disposed of.

CRL.M.C.2150/2020

3. Vide the present petition, petitioners seek direction thereby for quashing of FIR No.0194/2018 dated 04.09.2018, registered at PS – Mayapuri, Delhi and all other proceedings arising therefrom.

4. Notice issued.
5. Notice is accepted by learned APP for State and by counsel for respondent no.2 and with the consent of counsel for parties, the present petition is taken up for final disposal.
6. The present petition is filed on the ground that parties have settled their disputes and respondent No.2 have no objection if the present petition is allowed.
7. Respondent No.2 is personally present in Court with learned counsel and he has been identified by SI Mohit Malik/IO and submits that matter has been settled and he does not wish to prosecute the matter any further.
8. Petitioners and respondent no.2 have entered into an amicable settlement.
9. Learned APP has opposed the present petition and submits that due to the registration of FIR, government machinery came in motion and a lot of precious public time has been consumed, therefore, if this Court is inclined to quash FIR, heavy cost may be imposed upon petitioners.
10. Learned counsel for petitioners, on instructions from petitioners, who are present in Court through video conferencing, has come forward and agreed to contribute an amount of Rs.25,000/- by each petitioner for welfare

purposes. Accordingly, petitioners are directed to pay this amount in the following manner:-

(a) Petitioner no.1 is directed to pay an amount of Rs.25,000/- in favour of Delhi Police Martyrs Fund;

(b) Petitioner no.2 is directed to pay an amount of Rs.25,000/- in favour of Bharat ke Veer.

11. Petitioners are directed to pay this amount within one week from today and receipt of the same shall be furnished to IO concerned.

12. Taking into account the aforesaid facts, this Court is inclined to quash FIR as no useful purpose would be served in prosecuting petitioners any further.

13. For the reasons afore-recorded, FIR No.0194/2018 dated 04.09.2018, registered at PS – Mayapuri, Delhi and consequent proceedings emanating therefrom are quashed.

14. The petition is, accordingly, allowed and disposed of.

15. The order be uploaded on the website forthwith.

(SURESH KUMAR KAIT)
JUDGE

NOVEMBER 09, 2020/rk