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

Date of decision: 29.06.2020

+ CRL.M.C. 1536/2020 (URGENT)

PAWAN SINGH @ PAWAN & ORS. Petitioners

Through Mr. Sanjay Kumar, Adv. with
petitioners through VC.

versus

THE STATE (NCT OF DELHI) & ANR. Respondents

Through Mr. Izhar Ahmad, APP for State
Respondent no.2 is present through
VC.

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. 8316/2020

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

CRL.M.C. 1536/2020

3. Vide the present petition, petitioners seek direction thereby for quashing of FIR No. 435/19 dated 10.10.2019, registered at Police Station Ashok Vihar and all other proceedings arising therefrom.
4. Notice issued.

5. Notice is accepted by learned APP for State and by respondent no.2 through video conferencing 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 has no objection if the present petition is allowed.
7. Respondent no.2 is personally present in Court through video conferencing and has been identified by counsel for petitioner 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 vide settlement deed dated 22.06.2020.
9. Learned APP has opposed the present petition by submitting that injury received by the injured is grievous in nature, however, if this Court is inclined to quash the FIR, cost may be imposed upon the petitioners.
10. I found force in the submission of learned APP, however, keeping in view the financial condition of the petitioners, I am not inclined to impose cost.
11. Since the matter has been amicably settled between the parties and

complainant/respondent no.2 is no more interested to pursue the present FIR, no useful purpose would be served in prosecuting petitioners any further.

12. For the reasons afore-recorded, FIR No. 435/19 dated 10.10.2019, registered at Police Station Ashok Vihar and consequent proceedings emanating therefrom are quashed.

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

14. Copy of this order be transmitted to the Trial Court for information.

15. The order be uploaded on the website forthwith. Copy of the order be also forwarded to the learned counsel through email.

(SURESH KUMAR KAIT)
JUDGE

JUNE 29, 2020
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