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

Date of decision: 24.03.2021

+ CRL.M.C. 998/2021

AVNISH BANSAL

..... Petitioner

Through

Mr. Neeraj Sharma, Adv. with
petitioner in person.

versus

STATE AND ORS.

..... Respondents

Through

Mr. Panna Lal Sharma, APP for State
SI Ankit Man PS Rani Bagh.
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)

CRL. M.A. 5076/2021

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

CRL.M.C.998/2021

3. Vide the present petition, petitioner seeks direction thereby for quashing of FIR No.110/2018 dated 28.04.2018, registered at PS – Rani Bagh (North West), 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 Nos. 2 and 3 have no objection if the present petition is allowed.

7. Learned APP has opposed the present petition by submitting that there are 2 accused in the present case and this petition is qua petitioner herein. He further 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 petitioner.

8. Respondent Nos.2 & 3 are personally present in Court with learned counsel and they have been identified by SI Ankit Man/IO and submits that matter has been settled and they do not wish to prosecute the matter any further.

9. Petitioner and respondent nos.2 & 3 with the intervention of their well wishers and relatives entered into an amicable settlement vide settlement deed dated 25.10.2019.

10. At this stage, learned counsel for petitioner, on instructions from petitioner, who is present in Court, has come forward and agreed to contribute an amount of ₹5,00,000/- for welfare purposes. Accordingly,

petitioner is directed to pay this amount in the following manner:-

- (a) Petitioner is directed to pay an amount of Rs.1,00,000/- in favour of Delhi Police Martyrs Fund;
- (b) He is again directed to pay an amount of Rs.2,00,000/- in favour of '*Bharat ke Veer*'.
- (c) He is further directed to pay an amount of Rs.2,00,000/- in favour of the High Court of Delhi (Middle Income Group) Legal Aid Society.

11. Petitioner is directed to pay this amount within one week 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 petitioner any further.

13. For the reasons afore-recorded, FIR No.110/2018 dated 28.04.2018, registered at PS – Rani Bagh (North West), and consequent proceedings emanating therefrom are quashed.

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

(SURESH KUMAR KAIT)
JUDGE

MARCH 24, 2021/ab