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

+ **CRL.M.C. 637/2024**

HASINA & ORS.

.....Petitioner

Through: Mr. Arvind Mishra, Mr. Prince, Mr.
Vinod Kumar Sharma, Ms. Archana
Kumari and Ms. Ravi Kanchan, Advs.

versus

THE GOVT OF NCT OF DELHI & ANR.

.....Respondent

Through: APP Pradeep Gahalot with Adv.
Hanumanth Sakhuja Adv. Sunny
Sharma Adv. Anubhav Jain Adv.
Nayan Saini Adv. Shubham Kumar
Adv. Dhruv Goyal Adv. Shristhi Setia
Adv. Savi Abbot Adv. Deepankar
Kataria with WSI Veena Kumari and
ASI Arun Kumar, PS S P Badli.
Mr. Rakesh Kumar and Mr. Jahar
Singh Ahiswar, Advs. for R-2.

+ **W.P.(CRL) 339/2024**

SIMRAN KAUR & ANR.

.....Petitioner

Through: Mr. Rakesh Kumar and Mr. Jahar
Singh Ahiswar, Advs.

versus

STATE NCT OF DELHI AND ANR.

.....Respondent

Through: Mr. Sanjay Lao, Standing Counsel
with Mr. Abhinav Kumar, Adv. with
WSI Veena Kumari and ASI Arun
Kumar, PS S P Badli.
Mr. Arvind Mishra, Mr. Prince, Mr.
Vinod Kumar Sharma, Ms. Archana



Kumari and Ms. Ravi Kanchan, Advs.
for R-2.

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER
27.08.2024

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1. These petitions have been filed seeking quashing of cross-FIR No.473/2023 PS Samaipur Badli under Sections 324/354B/376/509/34 IPC and FIR No.494/2023 under Sections 452/323/380/34 IPC PS Samaipur Badli. The respective petitioners in each of the matters and the complainants are all present before this Court and duly identified by the IO.
2. Both the complainants in the respective matters state that the issue arose out of an altercation between the neighbours and exaggerated claims were made on each other, in retaliation. However, they have resolved their disputes and do not want to press these proceedings any further.
3. The complainant in FIR No.473/2023 states that the allegation under Section 376 IPC was made on the misunderstanding and was in the heat of the moment and that no such incident which would trigger the offence under Section 376 IPC occurred.
4. Considering the above settlement between the parties and the chances of conviction of the petitioners being remote and bleak, there is no use continuing with proceedings of the present FIR as it would be a misuse of the process of the Court and an unnecessary burden on the State exchequer. Accordingly, the petition is allowed.
5. Consequently, the cross-FIR No.473/2023 PS Samaipur Badli under Sections 324/354B/376/509/34 IPC and FIR No.494/2023 under Sections



452/323/380/34 IPC PS Samaipur Badli and proceedings emanating therefrom are quashed.

6. Parties shall abide by the terms of settlement.
7. Accordingly, the petition is disposed of. Pending applications (if any) are disposed of as infructuous.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 27, 2024/MK