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

+ CRL.M.C. 926/2024 & CRL.M.A. 3725/2024 (Exemption)

IMRAN @ IMRAN KHAN & ORS. Petitioners

Through: Mr. C.M. Sangwan, Advocate
alongwith petitioners in person.

versus

THE STATE OF NCT OF DELHI & ANR. Respondents

Through: Mr. Sunil Kumar Gautam, APP for
the State.

SI Sunder Singh, PS Nangloi.

R-2 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

06.02.2024

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1. The present petition filed under Section 482 of the Cr.P.C. seeks quashing of the FIR No. 1131/2020, under Sections 323/341/34 of the IPC (subsequently upon filing of the chargesheet, Section 307 of the IPC was added), registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Sh. Hem Raj, learned ASJ-08, West, Tis Hazari Courts, Delhi.

2. Learned counsel appearing on behalf of the petitioners submits that latter and respondent no. 2 are neighbours and on account of dispute between them the present FIR was registered at the instance of respondent no. 2. It is pointed out that a cross-FIR No. 28/2021, under Sections 354/506/509/34 of the IPC, registered at P.S. Aman Vihar has also been registered against the respondent no. 2 at the instance of the wife of petitioner no. 4 herein.



3. It is further submitted that on 08.12.2023, parties have arrived at a Memorandum of Understanding (MoU) and as per the said MoU, parties have no objection to quashing of the cross-FIRs. The copy of the aforesaid settlement deed dated 08.12.2023 is on record (Annexure 4). The cross-FIR is the subject matter of CRL.M.C. 929/2024, which has been disposed of by this Court by a separate order of the same date.

4. Petitioners and complainant/respondent no. 2 are present before the Court and have been duly identified by the Investigating Officer SI Sunder Singh, PS Nangloi.

5. The complainant/respondent No.2 states that the matter has been settled with the petitioners and he has no objection if the FIR is quashed.

6. In view of the settlement between the parties, learned APP for the State also has no objection if the present FIR is quashed.

7. In *Gian Singh v. State of Punjab*, (2012) 10 SCC 303, the Hon'ble Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

8. In view of the aforesaid circumstances, and the fact that the parties have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 1131/2020, under Sections 323/341/34 of the IPC and subsequently upon filing of the chargesheet Section 307 of



the IPC was added, registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Sh. Hem Raj, learned ASJ-08, West, Tis Hazari Courts, Delhi.

9. In the interest of justice, the petition is allowed, and the FIR No. 1131/2020, under Sections 323/341/34/307 of the IPC, registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Sh. Hem Raj, learned ASJ-08, West, Tis Hazari Courts, Delhi, is hereby quashed subject to payment of cost of Rs. 10,000/- to be deposited by each of the petitioners as a consolidated sum of Rs. 30,000/- with the Delhi Legal Services Authority within a period of one week from today. The amount deposited shall be utilized by the DLSA for providing counselling/psychological support to POCSO victims requiring such assistance.

10. Copy of the order be communicated to the Member Secretary, DLSA for intimation.

11. Petition is allowed and disposed of accordingly.

12. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

FEBRUARY 06, 2024/sn