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

+ **CRL.M.C. 1049/2024 & CRL.M.A. 4188/2024**

ABHISHEK TYGAI & ORS.

..... Petitioners

Through: Mr. Mohit Auluck, Advocate with
petitioners in person.

versus

STATE & ANR.

..... Respondents

Through: Mr. Aashneet Singh, APP for State
with SI Rajiv Kumar PS Vijay Vihar,
Delhi.

Respondent No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

09.02.2024

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1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 579/2023 registered under Section 420/34 IPC at Police Station Vijay Vihar, Rohini Distt., Delhi on the ground that the parties have amicably settled their disputes.

2. The present FIR has been lodged at the instance of the complainant/respondent No. 2 against the present petitioners alleging that the petitioners have cheated the complainant/respondent No. 2.

3. Learned APP for the State, on instructions, submits that the petitioners are the only accused persons and respondent No. 2 is the only complainant/victim. He further submits that the present case is pending investigation.



4. Learned counsel for the petitioners submits that the parties have settled the matter and in lieu thereof, the petitioners have paid an amount of Rs.4 lacs to respondent No.2.
5. The petitioners, who are present in the Court are identified by the Investigating Officer/ SI Rajiv Kumar PS Vijay Vihar, Delhi as well as by their counsel. Respondent No.2 is identified by the IO.
6. Respondent No. 2 acknowledges the factum of settlement as well as receipt of the said amount of Rs.4 lacs and states that he has entered into the aforesaid settlement out of his own free will, volition and without any coercion. He further states that he has no objection if the present FIR and consequent proceedings are quashed. An affidavit of Respondent No. 2 in this regard has been placed on record .
7. Learned counsel for the petitioner submits that no other proceedings are pending between the parties.
8. The parties shall remain bound by the statements made in Court today.
9. In view of the above facts and since no useful purpose will be served in continuance of the proceedings, it is directed that the aforesaid FIR is hereby quashed, subject to payment of cost of Rs.5,000/- by each of the petitioners to be deposited with Delhi State Legal Services Authority ('DSLISA') within a period of two weeks.
10. Proof evidencing receipt of deposit shall be filed with the Investigating Officer as well as in Court.



11. In case the receipt of deposit of cost is not filed within two weeks, the matter be placed before the Court.

12. With the above directions, the petition is disposed of alongwith pending application.

MANOJ KUMAR OHRI, J

FEBRUARY 9, 2024/rd