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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 436/2022 & CRL.M.A. 1974/2022**
GAURAV MITTAL & ORS.

..... Petitioners

Through: Mr.Neeraj Chaudhari,
Mr.Akshay Chandra, Mr.Prem
Nath Upadhyay &
Mr.Deeparghya Datta, Adv.
Petitioners present in person.

versus

STATE (GOVT. OF NCT OF DELHI) & ANR.

..... Respondents

Through: Ms.Priyanka Dalal, APP.
SI Naveen Kumar, PS RK
Puram.
Mr.Krishan Kumar, Adv. for R-
2.
Respondent no.2 present
through VC.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

15.05.2024

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1. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (in short, 'Cr.P.C.') seeking quashing of FIR No. 17/2021 registered at Police Station: R.K. Puram, South West under Sections 406/420/34 of the Indian Penal Code, 1860 (in short, 'IPC'), along with all other proceedings arising therefrom, on the basis of a settlement.

2. Issue notice.

3. Notice is accepted by Ms.Priyanka Dalal, learned APP and



Mr. Krishan Kumar, learned counsel for respondent no.2.

4. The learned counsel for the petitioners submits that the disputes between the parties arose out of a commercial dispute between the parties. He submits that the parties have amicably settled their *inter se* disputes and have entered into a settlement vide a Memorandum of Understanding dated 03.03.2021.

5. The respondent no.2 is present in Court through VC and has been duly identified by the Investigating Officer (IO). He reaffirms the settlement and states that he has settled all the disputes with the petitioners out of his own free will and without any coercion. The respondent no.2 submits that he has no objection if the present FIR is quashed.

6. I have perused the contents of the FIR and also the settlement between the parties.

7. Keeping in view the fact that the respondent no.2 does not wish to pursue his complaint any further, as also the Settlement arrived at between the parties, I find that no useful purpose shall be served in continuing with the proceedings of the present FIR as it would create further acrimony between the parties and will be an unnecessary burden on the State exchequer.

8. Guided by the principles enunciated by the Supreme Court in its judgments in ***Gian Singh v. State of Punjab***, (2012) 10 SCC 303; ***Parbatbhai Aahir @ Parbatbhai Bhimsinbhai Karmur & Ors. v. State of Gujarat & Ors.*** (2017) 9 SCC 641; and, ***State of Haryana & Ors. v. Bhajan Lal & Ors.*** 1992 Supp (1) SCC 335, this Court deems it appropriate, in the interest of justice, to exercise its inherent powers



under Section 482 of the Cr.P.C. to quash the FIR and all the proceedings emanating therefrom.

9. Accordingly, the petition is allowed. FIR No. 17/2021 registered at Police Station: R.K. Puram, South West under Sections 406/420/34 of the IPC and all consequential proceedings emanating therefrom against the petitioners are quashed.

NAVIN CHAWLA, J

MAY 15, 2024/rv/am

Click here to check corrigendum, if any