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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 1349/2024
MOHD SAJID ALI KHAN

..... Petitioner

Through: Mr.Jiten Sharma, Adv. along
with petitioner in person.

versus

THE STATE (NCT OF DELHI) ANR

..... Respondents

Through: Mr.Shoaib Haider, APP.
SI Ankur Kumar PS
Govindpuri.
Respondent no.2 present in
person.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER
19.02.2024

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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. 255/2019 registered at Police Station: Govind Puri, New Delhi under Sections 354/354B/509/323 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 Mr.Shoaib Haider, learned APP for respondent no.1.
4. The learned counsel for the petitioner submits that the parties have amicably settled their *inter se* disputes and have entered into a settlement vide Compromise Deed dated 19.08.2023.



5. The respondent no.2 is present in person in Court and has been duly identified by the Investigating Officer (IO), and she affirms the settlement and states that she has settled all the disputes with the petitioner out of her own free will and without any coercion. The respondent no.2 submits that she 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 her 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 the chances of its success will be rather minuscule and 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 3, 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. 255/2019 registered at Police Station: Govind Puri, New Delhi under Sections 354/354B/509/323 of IPC and all consequential proceedings



emanating therefrom against the petitioner are quashed, subject to the condition that the petitioner shall deposit costs of Rs.30,000/- with the Delhi State Legal Services Authority within a period of two weeks from today, and file proof of such deposit with the Registry of this Court and also supply a copy thereof to the IO, within the said period.

10. The costs so deposited shall be utilised by the Delhi State Legal Services Authority for providing counselling/psychological support to the POCSO Victims requiring such assistance.

NAVIN CHAWLA, J

FEBRUARY 19, 2024/rv/am

Click here to check corrigendum, if any