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

+ CRL.M.C. 1365/2024 & CRL.M.A. 5416/2024

SMT RESHMA SINGH AND ORSPetitioners

Through: Mr. T.N. Tripathi; Mr. Ranjit Singh;
Mr. Pragyesh Pratap Singh; Mr.
Pramod Ranjan, Advs.

versus

STATE OF NCT OF DELHI AND ANRRespondents

Through: Mr. Pradeep Gahlot, APP for State SI
Deependra PS Sonia Vihar
Mr. Kshitiz Ahuja, Mr. Kapil
Chaudhary & Mr. Surender Singh,
Advs. for R-2

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+ CRL.M.C. 1379/2024 & CRL.M.A. 5447/2024

ABID HUSSAIN @CHHOTU AND ORSPetitioners

Through: Mr. Kshitiz Ahuja, Mr. Kapil
Chaudhary & Mr. Surender Singh,
Advs.

versus

STATE OF NCT OF DELHI AND ANRRespondents

Through: Mr. Pradeep Gahlot, APP for State
SI Deependra PS Sonia Vihar
Mr. T.N. Tripathi; Mr. Ranjit Singh;
Mr. Pragyesh Pratap Singh; Mr.
Pramod Ranjan, Advs. for R-2

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

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23.08.2024

1. These petitions have been filed for quashing of cross FIRs, being FIR No. 122/015 and 123/2015 PS Sonia Vihar under various sections *inter alia* Sections 195A/452/354/323/34 IPC and section 8/12 POCSO, basis settlement deed dated 20th November 2023, which is on record of this Court.
2. Petitioners and complainants in both these petitions are present in the Court or otherwise appearing through VC, are duly identified by the IO and



their respective counsels.

3. It is submitted jointly by the parties that they have no objection to quashing of the FIRs. Complainant in FIR 122/2015, who appears through VC, also states that she is now married and has no objection to quashing of the FIRs in view of settlement arrived at between the parties.

4. The FIRs were registered on the basis of quarrel between neighbours where the complainant in FIR 122/2015, who was minor at the relevant time, had stated that accused had poured water on her and asked her mother to withdraw the case. The Court has ascertained from the complainants, the circumstances in which these FIRs were registered, which seem to be completely related to the *inter se* quarrel and there is no other defining circumstance or incident, which would invite the rejection of the settlement.

5. 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 these FIRs as it would be a misuse of the process of the Court and an unnecessary burden on the State exchequer. Accordingly, both these petitions are allowed. Consequently, the FIR No. 122/015 and 123/2015 PS Sonia Vihar under various sections *inter alia* Sections 195A/452/354/323/34 IPC 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 23, 2024/sm