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

+ **CRL.M.C. 2900/2024**

SUNNY KHURANA

..... Petitioner

Through: Mr.Rahul Jain and
Ms.Smitakshi Talukdar, Advs.

versus

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

..... Respondents

Through: Ms.Rupali Bandhopadhyaya, ASC
(Crl.) with Mr.Abhijeet Kumar,
Adv. with SI Shiwangi, PS
Barakhamba Road.
Mr.J.S. Arora, Mr.Badri Dass,
Ms.Sheetal Nagar and
Ms.Arushi Drall, Advs. for R-2
along with R-2 in person.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

% **10.04.2024**

CRL.M.A. 11077/2024 (Exemption)

1. Allowed, subject to all just exceptions.

CRL.M.C. 2900/2024

2. 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. 0027/2024 registered at Police Station: Barakhamba Road, Delhi under Sections 323/354/354A/509 of the Indian Penal Code, 1860 (in short, 'IPC'), along with all other proceedings arising therefrom, on the basis of a settlement.

3. Issue notice.



4. Notice is accepted by Ms.Rupali Bandhopadhyaya, learned Additional Standing Counsel (Crl.), and by Mr.J.S. Arora, Advocate for the respondent no.2.

5. The learned counsel for the petitioner submits that the disputes between the parties took place due to some petty issues. He submits that the parties have amicably settled their *inter se* disputes and have entered into a settlement vide Memorandum of Understanding dated 05.03.2024.

6. The respondent no.2 is personally present in Court and has been duly identified by the Investigating Officer (IO) and she reaffirms 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.

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

8. 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 it would create further acrimony between the parties and will be an unnecessary burden on the State exchequer.

9. 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.

10. Accordingly, the petition is allowed. FIR No. 0027/2024 registered at Police Station: Barakhamba Road, Delhi under Sections 323/354/354A/509 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.50,000/- with the “*Prayas Juvenile Aid Centre*” at 59, Tughlakabad Institutional Area, Near Batra Hospital, New Delhi-110062, Savings Account No.013694600000136, IFS Code - YESB0000386, within a period of four 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.

NAVIN CHAWLA, J

APRIL 10, 2024/ns/am

Click here to check corrigendum, if any