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

+ **W.P.(CRL) 1453/2024**

NEENA MAHEN

..... Petitioner

Through: Mr. Kartikay Yadav, Advocate
alongwith petitioner in person.

versus

STATE OF NCT OF DELHI & ANR.

..... Respondents

Through: Mr. Yasir Rauf Ansari, ASC (Crl.) for
the State with Mr. Alok Sharma &
Mr. Vasu Agarwal, Advocates and SI
Anil Kumar & HC Hansh Raj, P.S.
Delhi Cantt.
Mr. Kumar Gaurav, Advocate for R-
2.
R-2 in person (through Vc).

CORAM:
HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

08.05.2024

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CRL.M.A. 14153/2024 (Exemption)

1. Exemption allowed, subject to just exceptions.
2. The application is accordingly disposed of.

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3. The present petition under Article 226/227 of the Constitution of India read with Section 482 of the Cr.P.C. seeks quashing of FIR No. 018/2024, under Sections 279/337 of the IPC, registered at P.S. Delhi Cantt., Delhi.
4. Learned counsel appearing on behalf of the petitioner submits that



during the pendency of the aforesaid proceedings, the parties have arrived at a settlement *vide* memorandum of understanding dated 02.05.2024 for a compensation amount of Rs. 1,20,000/- and the said compensation amount has already been paid to respondent no. 2.

5. Petitioner is present in Court today and complainant/respondent no. 2 appears through video conferencing and have been duly identified by their respective counsel, as well as the Investigating Officer, SI Anil Kumar, P.S. Delhi Cantt.

6. The complainant/respondent no.2 states that the matter has been settled with the petitioner and he has no objection if the FIR is quashed. He further states that all the terms of the agreement have been complied with and he has received the aforesaid compensation amount.

7. Learned ASC for the State submits that investigation in the present FIR is pending and chargesheet is yet to be filed. In view of the settlement between the parties, learned ASC for the State also has no objection if the present FIR is quashed.

8. In *Gian Singh v. State of Punjab*, (2012) 10 SCC 303, the Hon'ble Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

9. In view of the aforesaid circumstances, and the fact that the parties



have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 018/2024, under Sections 279/337 of the IPC, registered at P.S. Delhi Cantt., Delhi.

10. In the interest of justice, the petition is allowed, and the FIR No. 018/2024, under Sections 279/337 of the IPC, registered at P.S. Delhi Cantt., Delhi, is hereby quashed.

11. Petition is allowed and disposed of accordingly.

12. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

MAY 8, 2024/bsr

Click here to check corrigendum, if any