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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 3361/2022**
ABHISHEK & ORS.

..... Petitioners

Through: Mr.Mukesh Kumar Sharma &
Mr.Prateek Kumar, Advs.
Petitioners present in Court.

versus

THE STATE & ORS.

..... Respondents

Through: Mr.Aman Usman, APP.
SI Kulbir Singh, PS Hari Nagar.
Mr.Rahul Rajpal, Adv. for R-2
(through VC) along with R-2
present through VC.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

% **28.03.2024**

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. 1604/2015 registered at Police Station: Hari Nagar, West Delhi under Sections 323/452/295A/356/379/34 of the Indian Penal Code, 1860 (in short, 'IPC'), along with all other proceedings arising therefrom, on the basis of a settlement.
2. The learned counsel for the petitioners submits that the disputes between the parties arose out of some petty issues. He submits that the parties have amicably settled their *inter se* disputes and have entered into a settlement vide Settlement Deed dated 28.05.2022.
3. The respondent no.2 is personally present through VC and has been duly identified by the Investigating Officer (IO) and 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.

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

5. 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.

6. 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.

7. Accordingly, the petition is allowed. FIR No. 1604/2015 registered at Police Station: Hari Nagar, West Delhi under Sections 323/452/295A/356/379/34 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.40,000/- (each) with “*the Blind Relief Association, Delhi (Bank A/c: 30003044419)*”



within a period of two weeks from today, and filing 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

MARCH 28, 2024/rv/RP

Click here to check corrigendum, if any