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

+ **CRL.M.C. 5153/2023**

**RAJ KUMAR & ANR.**

..... Petitioners

Through: Ms.Anita Verma, Ms.Jacklin and  
Mr.Sultan, Advocates

versus

**THE STATE, GOVERNMENT OF NATIONAL CAPITAL**

**TERRITORY OF DELHI & ANR.**

..... Respondents

Through: Mr. Sanjeev Sabharwal, APP for State  
with WSI Sumita Sehrawat, P.S. Patel  
Nagar.

**CORAM:**

**HON'BLE MR. JUSTICE MANOJ KUMAR OHRI**

**ORDER**

**24.04.2024**

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1. By way of present petition filed under Article 227 of the Constitution of India read with Section 482 Cr.P.C., the petitioners seek quashing of FIR No. 714/2022 registered under Sections 323/341/354D/34 IPC at P.S. Patel Nagar on the ground that the parties have amicably settled their dispute.
2. Mr. Sabharwal, learned APP for the State has taken a preliminary objection to the maintainability of the present petition by contending that chargesheet in the present FIR has been filed under Sections 506/323/341/354D/376 IPC and that the same cannot be quashed solely on the basis of settlement arrived at between the parties.
3. While the original FIR was registered under Sections 323/341/354D/



consequent to the investigation undertaken, Section 376 and 506 have also been added. The offence punishable under Section 376 IPC is not only a serious and heinous offence, but also one which has a serious impact upon the society and therefore, the same cannot be quashed solely because a settlement has been arrived at between the parties. Considering the aforesaid as well as taking note of the Supreme Court decisions in Gian Singh v. State of Punjab & Anr. reported as **(2012) 10 SCC 303** and Shimbhu & Anr. v. State of Haryana reported as **(2014) 13 SCC 318**, I find no ground to entertain the present petition and the same is dismissed.

**MANOJ KUMAR OHRI, J**

**APRIL 24, 2024**

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