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

+ **CRL.M.C. 4273/2024**

ARJUN VERMA

..... Petitioner

Through: Mr. Raj Kumar, Adv. with petitioner
in person

versus

THE STATE NCT OF DELHI AND ANR

..... Respondents

Through: Mr. Hitesh Vali, APP for State with
Insp. Vikas Malik PS Mansarovar
Park

Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

28.05.2024

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CRL.M.A. 16240/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 4273/2024

3. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No. 23/2024 under Section 174A IPC registered at P.S. Mansarovar Park on the ground that main FIR No.0403/2019 under Section 498A/406/34 IPC registered at Police Station Mansarovar Park and all consequential proceedings emanating therefrom has already been quashed on 24.05.2024 by this Court.

4. Issue notice. Leaned APP for the State accepts notice. He submits that



since the main FIR No.0403/2019 under Section 498A/406/34 IPC registered at Police Station Mansarovar Park has already been quashed, the State has no objection in case the aforesaid FIR is quashed.

5. The petitioner, as well as, respondent no. 2 are present in the Court and they have been identified by their respective counsel and by the Investigating Officer Insp. Vikas Malik PS Mansarovar Park.

6. The learned counsel for the petitioner submits that the present FIR is an outcome of the process issued under Section 82 CrPC in the aforesaid FIR No. 0403/2019.

7. He submits that since the main FIR has been quashed premised on the settlement between the parties, the present petition may also be quashed.

8. The respondent no.2, on a query put by the Court, states that she has no objection in case the FIR is quashed.

9. At this stage, apt would it be to refer to the observations of the Supreme Court in ***Gian Singh v. State of Punjab, (2012) 10 SCC 303: (SCC p. 340, para 58)***

“58. Where the High Court quashes a criminal proceeding having regard to the fact that the dispute between the offender and the victim has been settled although the offences are not compoundable, it does so as in its opinion, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor.”

10. In view of the settlement between the parties, the ultimate chances of conviction in the case are bleak, therefore, continuation of criminal proceedings will not serve any useful purpose and it will be an exercise in futility.



11. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.
12. Consequently, the petition is allowed and the FIR No. 23/2024 under Section 174A IPC registered at P.S. Mansarovar Park along with all other consequential proceedings emanating therefrom, is quashed.
13. The petition stands disposed of in the above terms.
14. Order be uploaded on the website of this Court.

VIKAS MAHAJAN, J

MAY 28, 2024

N.S. ASWAL