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

+ CRL.M.C. 8665/2023

SHABANA & ORS.

..... Petitioners

Through: Mr. Abdul Gaffar, Advocate with
petitioners in person.

versus

STATE (GNCTD) THROUGH S.H.O & ANR Respondents

Through: Mr. Laksh Khanna, APP for State
with SI Neeraj Chahal PS Seelampur,
Delhi.

Mr. Kamal Mehta, Advocate for
respondent No.2.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

05.04.2024

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1. The present proceedings are instituted under Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 367/2017 registered under Section 308/34 IPC at Police Station Seelampur, Delhi on the ground that the parties have amicably settled their disputes.
2. As per the allegations levelled in the FIR, the petitioners gave beatings to the complainant with a sharp object as a result of which injuries were sustained.
3. Mr. Laksh Khanna, learned APP for the State, on instructions, submits that the petitioners are the only accused persons and respondent No.2 is the complainant/victim in the present case. It is further submitted that the chargesheet has been filed under aforesaid sections and the trial is at the stage of prosecution evidence.



4. Learned counsel for the petitioners submits that the FIR was registered due to misunderstanding and with the intervention of family members and friends, parties have amicably settled their disputes vide Memorandum of Understanding dated 06.05.2023, a copy of which has been placed on record. In terms of the said settlement, complainant is now left with no claim or grievance against the petitioners.

5. The petitioners and respondent No.2, who are present in Court, have been identified by their counsel as well as the I.O./ SI Neeraj Chahal PS Seelampur, Delhi.

6. The petitioners have shown remorse for their conduct and undertake not to repeat the same in future. Respondent No. 2 also states that he has entered into the aforementioned MOU out of his own free will, volition and without any coercion. He further states that he has no objection if the present FIR and consequent proceedings are quashed.

7. The parties shall remain bound by the statements made in Court today.

8. In view of the above facts and considering that no useful purpose will be served in continuance of the proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby quashed, subject to payment of collective cost of Rs.25,000/- out of which Rs.20,000/- shall be paid to the respondent No.2 by way of demand draft through IO and Rs.5,000/- to be deposited by the petitioners with the Delhi State Legal Services Authority(Account No.18580110053263, UCO Bank, Branch Rouse Avenue, IFSC: UCBA0003364) within a period of two weeks from today. The amount so deposited shall be utilized by the Delhi State Legal Services Authority for providing counselling/psychological



support to POCSO victims requiring such assistance.

9. Proof evidencing receipt of deposit shall be filed with the I.O. as well as in Court.

10. A copy of this order be communicated to the Member Secretary, Delhi State Legal Services Authority for intimation.

11. With the above directions, the petition is disposed of alongwith miscellaneous application.

12. In case receipt of cost is not filed within two weeks, the matter be placed before the Court.

MANOJ KUMAR OHRI, J

APRIL 5, 2024/rd