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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 8811/2023
SURESH KUMAR & ORS. Petitioners
Through: Mr.Manoj Kumar Sharma, Advocate

versus

STATE OF NCT OF DELHI & ORS. Respondents
Through: Ms.Manjeet Arya, APP for State with
SI Devendra Singh

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
19.01.2024

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1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No. 169/2017 registered under Sections 308/34 IPC at P.S. Jafrabad, Delhi on the ground that the parties have amicably settled their disputes.
2. As per the allegations levelled in the FIR, on 07.05.2017 at around 12:45 AM, a scuffle took place between the petitioners and respondent Nos.2 and 3 wherein the latter were injured by the former. During the same, the petitioners hit respondent No.2 with a baton.
3. Learned APP for the State submits that in the present case the petitioners are the only accused persons and respondent Nos.2 and 3 are the only complainants/victims.
4. Learned counsels for the parties submit that the parties have entered into a settlement vide Memorandum of Understanding dated 27.10.2017 and in terms of the settlement, respondent Nos.2 and 3 are now left with no claim whatsoever against the present petitioners.



5. The petitioners, who are present in the Court, have been identified by their counsel and the Investigating Officer. Respondent Nos.2 and 3, who are also present in Court, have been identified by the Investigating Officer.
6. The petitioners have shown remorse for their conducts and they undertake not to repeat the same in future. Respondent Nos. 2 and 3 state that they have entered into the aforesaid Memorandum of Understanding out of their own free will, volition and without any coercion. They further state that they have no objection if the present FIR and consequent proceedings are quashed.
7. Learned counsel for the petitioners submits that no other proceedings are pending between the parties.
8. The parties shall remain bound by the statements made in Court today.
9. In view of the above facts and since no useful purpose will be served in continuance of the present criminal proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby quashed, subject to payment of costs of Rs.10,000/- by each petitioner out of which Rs.5,000/- is to be paid to the complainants/respondent Nos.2 and 3 by way of a Demand Draft through Investigating Officer and the remaining Rs.5,000/- is to be deposited with the Delhi State Legal Services Authority 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.
10. Proof evidencing receipt of deposit shall be filed with the Investigating Officer as well as in Court.



11. With the above directions, the petition is disposed of.
12. Let a copy of this order be communicated to the Member Secretary, Delhi State Legal Services Authority for information.
13. The Registry shall list the matter before this Court in case receipt of costs to be paid by the petitioners is not filed within the stipulated time period.

MANOJ KUMAR OHRI, J

JANUARY 19, 2024

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