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

+ **CRL.M.C. 6411/2024**

CHAHAT RAM

.....Petitioner

Through: Mr. Faiz Imam, Advocate.

versus

STATE OF N.C.T. OF DELHI AND ANOTHER

.....Respondents

Through: Mr. Satinder Singh Bawa, Ld. APP
for the State with SI Ram Kishan P.S.
Defence Colony.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **20.08.2024**

CRL.M.A. 24526/2024 (Seeking Exemption)

1. Allowed, subject to just exceptions.
2. The application is disposed of accordingly.

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3. The Petition under Section 528 of BNSS, 2023, has been filed by the petitioner for quashing of FIR No.0012/2021 dated 20.01.2021 under Section 279/337 IPC registered at Police Station Defence Colony.
4. It is submitted that the petitioner has been convicted and sentenced under Section 279/338 IPC vide judgment dated 10.03.2023. However, thereafter with the intervention of the family friends and well wishers the matter stands compromised.
5. The respondent No.2 has already received Rs.2.5 lakhs from MACT and a sum of Rs.1.5 lakhs through Demand Draft has also been paid to



respondent No.2. Hence, it is submitted that in view of the Compromise between the parties, the FIR be quashed and the impugned Conviction and Sentence be suspended.

6. The learned counsel for the petitioner has placed reliance on the judgment of Ram Gopal & Anr. vs. State of Madhya Pradesh, 2022 (14) SCC 531.

7. The respondent No.2 is present in person who has endorsed the Settlement arrived at between him and the petitioner and that the Settlement has been arrived at without any fear, force, pressure and coercion and admitted that he has already been paid Rs.1.5 lakhs by the petitioner in addition to Rs.2.5 lakhs received from MACT.

8. Both the parties present in person submits that they shall be bound by the terms of the Settlement arrived at between them. The No Objection Certificate dated 05.08.2024 has also been filed by the respondent No.2.

Therefore, the Petition be quashed.

9. In view of the submissions made, the Petition is allowed. Accordingly, the FIR bearing No. 0012/2021 dated 20.01.2021 under Section 279/337 IPC registered at Police Station Defence Colony stands quashed and the impugned judgment dated 10.03.2023 convicting the petitioner under Section 279/338 IPC along with Order on Sentence dated 08.04.2024 is hereby set aside.

10. The Petition stands disposed of.

NEENA BANSAL KRISHNA, J

AUGUST 20, 2024/va