



\$~77

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

+ **W.P.(CRL) 2731/2024**

GAGAN

.....Petitioner

Through: Dr. Suman Tanwar and
Mr. Vinay Chaurasia,
Advs.
Petitioner in person.

versus

STATE OF NCT OF DELHI AND ANR.Respondents

Through: Mr. Rahul Tyagi, ASC for
the State with Mr. Sangeet
Sibou, Mr. Jatin, Mr.
Mathew M. Philip, Ms.
Priya Rai and Mr.
Abhishek Tomar, Advs.
with SI Savita, PS Aman
Vihar.
Mr. Rahil Akhlaque and
Mr. Himanshu Aulluck,
Advs. for R-2.
R-2 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

05.09.2024

%

CRL.M.A. 26818/2024 (*exemption from filing certified copies of the annexures*)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

W.P.(CRL) 2731/2024

3. The present petition is filed seeking quashing of FIR No. 369/2022 dated 09.04.2022, registered at Police Station Aman Vihar, for offences under Sections 325/34 of the Indian Penal Code, 1860 ('IPC').
4. It is averred that the petitioner and Respondent No. 2 are



neighbours. It is alleged that a minor scuffle took place between the parties due to a misunderstanding, in which Respondent No2 suffered some injuries. In the MLC, the nature of the injury suffered by Respondent No.2 was opined to be grievous in nature. The same led to registration of the present FIR.

5. The learned counsel for the petitioner submits that a petty quarrel between the parties got escalated into the scuffle.

6. He submits that the petitioner has tendered an unconditional apology to Respondent No.2 and the parties have decided to bury their disputes and live peacefully.

7. The present petition is filed on the ground that the matter is amicably settled between the parties by way of Settlement Deed dated 23.08.2024, on their own free will, without any pressure, coercion, threat and undue influence.

8. The parties are present before this Court in person and have been duly identified by the Investigating Officer.

9. Respondent No. 2 states that he is satisfied with the apology tendered by the petitioner and he has no grievance against him. He submits that he does not wish to pursue any proceeding arising out of the present FIR, and has no objection of the proceedings are quashed.

10. Offence under Section 325 of the IPC is compoundable in nature.

11. This Court is of the opinion that no useful purpose would be served by relegating the parties to the learned Trial Court for filing an application to compound the offence.

12. Keeping in view the nature of dispute and that the parties have amicably entered into a settlement, this Court feels that no useful purpose would be served by keeping the dispute alive and continuance of the proceedings would amount to abuse of the



process of Court.

13. In view of the above, FIR No. 369/2022 and all consequential proceedings arising therefrom are quashed.

14. The present petition is allowed in the aforesaid terms.

AMIT MAHAJAN, J

SEPTEMBER 5, 2024 / 'KDK'