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

+ **CRL.M.C. 7257/2024 & CRL.M.A. 27686/2024**

ANITA@SANGEETA

.....Petitioner

Through: Mr. Omkar Sharma with Mr. Rahul
Sharma, Advocates.
Petitioner in court.

versus

STATE OF NCT OF DELHI AND ANR

.....Respondents

Through: Ms. Shubhi Gupta, APP for the State
with ASI Neena, P.S.: Punjabi Bagh.
R2 in court.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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12.09.2024

CRL.M.A. 27687/2024

Exemption granted, subject to just exceptions.

The application stands disposed-of.

CRL.M.C. 7257/2024

By way of the present petition filed under section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023, the petitioner seeks quashing of case FIR No.878/2021 dated 17.09.2021 registered under sections 308/354/ 354(B)/506/509/34 of the Indian Penal Code, 1860 ('IPC') at P.S.: Punjabi Bagh, West Delhi ('subject FIR').

2. The petition is premised on Settlement Deed dated 20.07.2024, whereby the petitioner and respondent No. 2 have resolved the matter amicably.
3. The petition is also supported by affidavits of the petitioner and of respondent No. 2, alongwith proof of their I.D.s.



4. The contesting parties are present in court. Their credentials have been verified and they have also been identified by their respective counsel. Respondent No.2 has also been identified by the Investigating Officer.
5. The court has interacted with respondent No.2, as also with the petitioner, who have confirmed that they have now resolved the matter and a Settlement Deed dated 20.07.2024 has been signed by them closing all issues amicably. Parties now wish to live in peace and harmony going forward.
6. Ms. Shubhi Gupta, learned APP confirms that the State has no objection to the subject FIR being quashed.
7. In the circumstances, in line with the law laid down by the Supreme Court in *Gian Singh vs. State of Punjab & Anr.* reported as (2012) 10 SCC 303 as also in *Narinder Singh & Ors. vs. State of Punjab & Anr.* reported as (2014) 6 SCC 466, this court sees no reason why the subject FIR and all proceedings emanating therefrom should not be quashed. This court is of the view that in light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would be an exercise in futility and would not be conducive to peace and harmony between the parties.
8. It may be observed that though the subject FIR has been registered *inter-alia* under section 308 of the IPC, considering the circumstance in which the incident occurred, and particularly in view of the categorical statement made by respondent No.2/complainant that she does not wish to pursue the matter and wants to give a closure to the dispute, this court is persuaded to quash the subject FIR.



9. Accordingly, case FIR No.878/2021 dated 17.09.2021 registered under sections 308/354/354(B)/506/509/34 of the IPC at P.S.: Punjabi Bagh, West Delhi is quashed. All proceedings arising therefrom also stand closed.
10. Petition stands disposed-of.
11. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

SEPTEMBER 12, 2024

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