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

+ **CRL.M.C. 8382/2024**

VIRENDER & ORS.

.....Petitioners

Through: Mr. Madan Kumar Jha and Mr. Udit
Khanna, Advocates.

versus

THE STATE (GOVT. OF NCT OF DELHI) & ANR.Respondents

Through: Ms. Richa Dhawan, APP for the State
with IO SI Praveen Narwal, Cyber
Police Station Rohini Delhi.
Mr. Nitin Bansal, Advocate for
Complainant/Respondent No. 2.

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

ORDER

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20.11.2024

CRL.M.A. 32001/2024 (Exemption)

Exemption allowed subject to just exceptions.

The application stands disposed of.

CRL.M.C. 8382/2024

1. The instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ("BNSS" hereinafter) (earlier Section 482 of the Code of Criminal Procedure, 1973 (hereinafter "Cr.P.C.)) has been filed by the petitioners praying for quashing of FIR bearing No. 65/2022 registered at Police Station - Rohini, Delhi, for offences punishable under Sections 420/120B of the Indian Penal Code, 1860 (hereinafter "IPC").

2. The petitioners are present before this Court and have been identified



by the Investigating Officer (“IO” hereinafter) and their counsel and the respondent no. 2 is present before this Court and has been identified by the IO and his counsel.

3. Learned counsel for the petitioners submitted that the aforesaid FIR was registered by the respondent no. 2 as he was subjected to cheating of a sum of Rs. 1,000/-.

4. With the intervention of friends, relatives and respective members of society, the parties entered into settlement vide Memorandum of Understanding (“MoU” hereinafter) dated 31st January, 2024. The terms and conditions of the said settlement are mentioned in the MoU which is annexed as Annexure-C to the petition.

5. On the query made by this Court, the respondent no.2 has categorically stated that he has entered into compromise on his own free will and without any pressure and therefore, does not wish to pursue this matter further. The parties undertook that they shall abide by all the terms and conditions of the MoU arrived at between the parties.

6. Accordingly, it is prayed that the instant FIR be quashed on the basis of the MoU arrived at between the parties and as per the Judgments of the Hon’ble Supreme Court passed in *Gian Singh vs. State of Punjab*, (2012) 10 SCC 303 and *Parbathbhai Aahir @ Parbathbai vs. State of Gujarat*, (2017) 9 SCC 641.

7. *Per contra*, Ms. Richa Dhawan, learned APP for the State submitted that there is no objection to the prayer made on behalf of the petitioners seeking quashing of the FIR in question and subsequent proceedings emanating therefrom, in view of the MoU arrived at between the parties.

8. Heard learned counsel for the parties and perused the record.



9. In the instant case, as stated above, the parties have reached on the compromise and amicably settled the entire disputes without any pressure. In view of the settlement arrived at between the parties and the law laid down by the Hon'ble Supreme Court, the present petition is allowed and the FIR bearing No. 65/2022 registered at Police Station Rohini, Delhi, for offences punishable under Sections 420/120B of the IPC and all consequential proceedings emanating therefrom are quashed.
10. The petition alongwith pending application(s), if any, stands disposed of.

CHANDRA DHARI SINGH, J

NOVEMBER 20, 2024
gs/mk

[Click here to check corrigendum, if any](#)