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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 7033/2024 & CRL.M.A. 26871/2024,
MOHD ARIF @ AARIF AND ANRPetitioners
Through: Mr. Surendra Kumar Roy, Advocate
alongwith petitioners.
versus

THE STATE GNCT OF DELHI AND ANRRespondents
Through: Ms. Shubhi Gupta, APP for the State
with SI Pinki Rana, P.S. Malviya
Nagar.
Mr. Ajay Sharma, Advocate for R2
alongwith R2.

CORAM:
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

% **ORDER**
06.09.2024

CRL.M.A. 26872/2024 (for condonation of delay)

By way of the present application filed under section 482 of the Code of Criminal Procedure 1973 ('Cr.P.C.'), the petitioner seeks condonation of 347 days' delay in *re-filing* the petition.

2. For the reasons stated in the application, which is duly supported by an affidavit, the application is allowed.
3. Delay in *re-filing* the petition is condoned.
4. The petition is taken on Board.
5. The application stands disposed-of.

CRL.M.C. 7033/2024

6. By way of the present petition filed under section 482 of the Cr.P.C., the petitioners seek quashing of case FIR No.410/2017 dated



27.10.2017 registered under sections 354/354-D/506/509 of the Indian Penal Code, 1860 ('IPC') at P.S.: Malviya Nagar, New Delhi.

7. The petition is premised on Compromise Deed dated 20.09.2023, whereby the petitioners and respondent No.2 have resolved the matter amicably.
8. The petition is also supported by affidavits of the petitioners and of respondent No. 2, alongwith proof of their I.D.s.
9. 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.
10. The court has interacted with respondent No.2, as also with petitioners, who have confirmed that they have now resolved the matter and a Compromise Deed dated 20.09.2023 has been signed by them closing all issues amicably. Parties now wish to live in peace and harmony going forward.
11. Ms. Shubhi Gupta, learned APP confirms that the State has no objection to the subject FIR being quashed.
12. 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.

13. Accordingly case FIR No.410/2017 dated 27.10.2017 registered under sections 354/354-D/506/509 of the IPC at P.S.: Malviya Nagar, New Delhi is quashed. All proceedings arising therefrom also stand closed.
14. Petition stands disposed-of.
15. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

SEPTEMBER 6, 2024

V.Rawat