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

+ **CRL.M.C. 9842/2024**

RISHABH KHAINWAR

.....Petitioner

Through: Mr.Ravinder Kumar Bhola,
Mr.U.S.Yadav, Mr.Kunal Yadav and
Mr.Shabohat, Advocates.

versus

GOVT OF NCT DELHI & ANR.

.....Respondent

Through: Mr. Sanjeev Sabharwal, APP for the
State with SI Rachna AHTU/SW
Main IO and SI Pratap PS Mohan
Garden.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

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16.12.2024

CRL.M.A. 37720/2024 (exemption)

Exemption granted, subject to just exceptions.

The application stands disposed-of.

Crl. M.C. 9842/2024

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. 449/2020 dated 20.06.2020 registered under sections 354/354-B/323 of the Indian Penal Code, 1860 ('IPC') at P.S.: Mohan Garden, Delhi.

2. The petition is premised on Settlement Deed dated 17.01.2024, 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 IDs.



4. The contesting parties are present in court. Their credentials have been verified and they have also been identified by the Investigating Officer.
5. The court has interacted with the respondent No.2, as also with petitioner, who have confirmed that they have now resolved the matter and a Settlement Deed dated 17.01.2024 has been signed by them closing all issues amicably. Parties now wish to live in peace and harmony going forward.
6. Mr. Sanjeev Sabharwal, 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. Accordingly, FIR No. 449/2020 dated 20.06.2020 registered under sections 354/354-B/323 IPC at P.S.: Mohan Garden, Delhi is quashed. All proceedings arising therefrom also stand closed.
9. Petition stands disposed-of.
10. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

DECEMBER 16, 2024/SV