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

+ **CRL.M.C. 10031/2024**

TRIBHUWAN KUMAR PARNAMI

.....Petitioner

Through: Mr. Sunny Vashist, Ms. Perna Sharma, Mr. Gagan Deep Panwar, Mr. Nishant Gill, Mr. Hemant Prasad Uniyal and Mr. Babru Bhan, Advs. with petitioner in person.

versus

STATE(GNCT OF DELHI) AND ANR

.....Respondents

Through: Mr. Nawal Kishore Jha, APP for State with SI Ashish P.S. Roop Nagar Ms. Puja Anand, Adv. for R-2 with R-2 (through VC)

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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20.12.2024

CRL.M.A. 38475/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 10031/2024

3. The present petition has been filed under Section 528 of BNSS, 2023 read with Section 482 Cr.P.C. seeking quashing of FIR No.158/2018 under Section 406/120B IPC registered at Police Station Roop Nagar and all consequential proceedings emanating therefrom on the ground that the parties



have arrived at a settlement.

4. Issue notice. The learned APP for the State, as well as, respondent no.2 who is present in Court accepts notice. On instructions, learned APP submits that since the parties have arrived at a settlement, the State have no objection in case the FIR in question is quashed.

5. The petitioner is present in the Court whereas the respondent no.2 has joined through VC and they have been identified by their respective counsel, as well as, by the Investigating Officer SI Ashish P.S. Roop Nagar.

6. The facts in brief are that on complaint of the respondent no.2/complainant the present FIR was registered alleging that their close relatives being the petitioner and his wife has duped the complainant by influencing her to part with her money amounting Rs.25 Lakhs and which they later refused to return.

7. During the pendency of the proceedings, the parties were referred to the mediation under the aegis of Delhi High Court Mediation and Conciliation Centre where the parties arrived at a settlement, terms whereof were reduced in writing in the form of agreement dated 30.09.2024, a copy of which is annexed as Annexure D to the present petition.

8. It is mentioned in the aforesaid settlement agreement that the petitioner and his wife shall pay full and final settlement amount of Rs.20 Lakhs to the respondent no.2.

9. The full and final settlement amount is stated to have been paid by the petitioner to the respondent no.2 in the manner stated in the settlement agreement. The respondent no. 2, who has joined through VC on a query posed by the Court, affirms the factum of settlement and acknowledges having received an amount of Rs. 20 Lakhs.



10. She further submits that she has no objection in case the FIR is quashed. The offence is also compoundable.
11. In view of the fact that the parties have arrived at a settlement, no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.
12. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.
13. Consequently, the petition is allowed and the FIR No.158/2018 under Section 406/120B IPC registered at Police Station Roop Nagar alongwith all other proceedings emanating therefrom, is quashed.
14. The petition stands disposed of in the above terms.
15. Order be uploaded on the website of this court.

VIKAS MAHAJAN, J

DECEMBER 20, 2024

N.S. ASWAL