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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(CRL) 4049/2024

JATIN DAHIYA ALIAS NEERAJ

AND OTHER

.....Petitioners

Through: Petitioners in person

versus

STATE GOVT OF NCT OF DELHI

AND ANR.

.....Respondents

Through: Mr. Anand V Khatri, ASC
(CrI)
SI Vinod Kumar, PS-
Mehrauli
R2 in person

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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24.12.2024

1. The present petition is filed seeking quashing of FIR No. 239/2022 dated 04.04.2022, registered at Police Station Mehrauli for offences under Sections 323/341/506/509/427/34 of the Indian Penal Code, 1860 ('IPC'), including all consequential proceedings arising therefrom.
2. The said FIR was registered on a complaint filed by Respondent No. 2. It is averred that the parties are neighbours and a scuffle took place between the parties owing to a misunderstanding due to which Respondent No.2 sustained injuries. This incident culminated into the registration of the subject FIR.
3. The present petition is filed on the ground that the matter has amicably been settled between the parties by way of Settlement Deed dated 24.10.2024, of their own free will,



without any threat, force, coercion, misrepresentation or undue influence.

4. The parties are present in person in Court and have been duly identified by the Investigating Officer.

5. The petitioners unconditionally apologize for their behaviour. They also undertake not to indulge into any such activity in future. The parties are stated to be neighbours. The petitioners state that they would live in peace and harmony with the complainant in future.

6. Respondent No.2, on being asked, states that she does not wish to pursue the proceedings arising out of the present FIR. She states that she is satisfied with the unconditional apology tendered by the petitioners and has no objection if the proceedings arising out of the present FIR are quashed.

7. Offences under Sections 323/341/427/506/509 of the IPC are compoundable in nature.

8. It is pointed out that the chargesheet has already been filed in the present case. It is pertinent to note that the parties are neighbours and reside in the same vicinity.

9. This Court is of the opinion that no useful purpose would be served by relegating the parties to the learned Trial Court for filing an application to compound the offences.

10. Keeping in view the aforesaid principle, the nature of the dispute and the fact that the parties have amicably entered into a settlement, this Court feels that no purpose would be served by relegating the parties to the learned Trial Court for filing an application to compound the offences.

11. However, keeping in mind the fact that the State machinery has been put to motion, ends of justice would be served if the petitioners are put to cost.



12. In view of the above, IR No. 239/2022 and all consequential proceedings arising therefrom are quashed, subject to payment of cost of ₹30,000/- by the petitioners (₹10,000/- by each petitioner), to be deposited with the Delhi Police Welfare Society within a period of eight weeks.

13. Let the proof of deposit of cost be deposited with the concerned SHO.

14. The present petition is allowed in the aforesaid terms.

AMIT MAHAJAN, J

DECEMBER 24, 2024

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