

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

WRIT PETITION NO.427 OF 2025

SATISH
RAMCHANDRA
SANGAR

1. **Sikander Nasir Khan**
Age : 44 Years, Occupation : Service

2. **Nazmeen Sikander Khan**
Age : 42 Years, Occupation : Housewife

Both Applicants residing at:-
Flat No.703, C/Wing Building No.2,
Vastu Rachna CHS Ltd., Gaikwad Nagar,
Near Malwani Bus Depot, Malwani Malad
West, Mumbai : 400 095.

...Petitioners

Versus

1. **The State of Maharashtra**
At the instance of Malwani Police Station

2. **Rajesh Pardeshi Kanojia**
Residing at : 304 B, Building No.3B,
Jay Hind CHS, Gate No.8, Samna Nagar,
Malwani Malad West, Mumbai : 400095. ...Respondents

Ms.Afin Pathan a/w Mr.Rafiq Gori, Mr.Sharin Pathan–Advocates
for Petitioners.

Mr.S.V.Gavand – APP for Respondent No.1 – State.

Mr.Jayant Bardeskar – Advocate for Respondent No.2.

CORAM : SARANG V. KOTWAL &
S.M.MODAK, JJ.

DATE : 19th MARCH 2025

PC. :

Satish Sangar

1. This is a Petition filed for quashing of the C.R. No.1652 of 2024 registered at Malwani Police Station on 9th December 2024 under Sections 118(1), 74, 115(2), 352, 189(2), 191(2), 190 of the Bharatiya Nyaya Sanhita, 2023 (“BNS”).

2. The F.I.R. is lodged by the Respondent No.2 in respect of the incident dated 8th December 2024. It arose out of some petty issue, as the Petitioner’s son sat on the bike of the Respondent No.2. It is alleged that the Petitioners assaulted the informant’s wife and sister. When the informant intervened, somebody from the crowd gave blows on the informant’s head. Even, the son was similarly assaulted.

On these allegations, the F.I.R. is lodged.

3. The investigation is still in progress. Learned APP produced medical certificates of the informant and his son. They have suffered minor CLWs on their head. The injuries are noted as simple injuries.

4. The matter is now settled between the parties. The informant has filed his Affidavit giving consent for quashing of the proceedings. He is present in the Court. He supported the averments in the Affidavit. Both the parties are residing in the Satish Sangar

same society. There was a counter F.I.R. lodged by the Petitioner No.1 against the informant. That F.I.R. is quashed by a separate order passed in another Writ Petition on the ground of settlement between the parties. In the present Petition also, since the matter is settled between the parties, we are inclined to allow this Petition. The parties are residing in the same society. It would be in the interest of both the parties that the prosecution is quashed, so that, they can reside peacefully henceforth. Hence, following order:-

O R D E R

- (i) The C.R. No.1652 of 2024 registered with Malvani Police Station and the consequent proceedings arising out of it are quashed and set aside.
- 5. With these observations, the Petition is disposed of.

(S.M.MODAK, J.)

(SARANG V. KOTWAL, J.)