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

+ **CRL.M.C. 927/2025 & CRL.M.A. 4269/2025**

DIVYAM GANDHI

.....Petitioner

Through: Mr. Aashish Saraswat and Mr.
Sanjeev Goyal, Advocates

versus

STATE OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Rajkumar, APP for the State with
SI Manoj Kumar Police Station
Paschim Vihar West.
Ms. Shruti Bansal, Advocate for R-2.

CORAM:

HON'BLE MS. JUSTICE SWARANA KANTA SHARMA

ORDER
10.03.2025

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CRL.M.A. 4270/2025 (exemption)

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

CRL.M.C. 927/2025

3. By way of the present petition, the petitioners are seeking to quash the FIR bearing no. 865/2022, registered at Police Station South Paschim Vihar West, New Delhi for the offences punishable under Section 354-D of the Indian Penal Code, 1860 (hereafter '*IPC*').
4. Issue notice. Mr. Rajkumar, the learned APP accepts notice on behalf of the State.
5. The petitioner is present before this Court and has been identified by



his counsel Mr. Aashish Saraswat and Investigating Officer (IO) concerned from Police Station Paschim Vihar West, New Delhi.

6. Brief facts of the present case are that the present FIR came to be registered on the complaint of respondent no. 2 on the allegations that when she was returning from Hari Nagar after giving her driving test, she was stopped midway by the petitioner. On 17.10.2022, the statement of respondent no. 2 got recorded under Section 164 of Cr.P.C. On 26.12.2022, chargesheet was filed in this case before the concerned court.

7. On a query made by this Court, respondent no. 2 who has been identified by the IO, categorically stated that considering the age of the petitioner and the apologies tendered by him, along with the intervention of friends and respectable members of the society the respondent no. 2 has voluntarily and without any pressure or coercion from anyone settled all their issues and disputes with the petitioner and out of her own free will have entered into compromise/MoU/Settlement dated 01.02.2025, the same is on record bearing signatures of respondent no. 2. However, the signatures have been masked to prevent revealing her identity. The settlement was arrived at between the parties without any monetary or any other consideration. Respondent no. 2 further states that she has no objection if the present FIR is quashed.

8. In view of the above facts, the parties have amicably resolved their differences out of their own free will and without any coercion. Further, this Court is of the opinion that the present matter is a family matter, and that no useful purpose will be served by continuing the proceedings, rather it would create further acrimony between them. Hence, it would be in the interest of justice to quash the aforementioned FIR and the proceedings pursuant



thereto. Moreover, there is no legal impediment in quashing the FIR in question.

9. Accordingly, FIR bearing no. 865/2022, registered at Police Station South Paschim Vihar West, New Delhi for the offences punishable under Section 354-D of IPC and all the consequential proceedings emanating therefrom are quashed.

10. In view of the above, the present petition along with pending application stands disposed of.

11. The order be uploaded on the website forthwith.

SWARANA KANTA SHARMA, J

MARCH 10, 2025/zp

Click here to check corrigendum, if any