



\$~31, 32 & 33

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

CRL.M.C. 674/2025 & CRL.M.A. 6578/2025 (stay)

**MAHANT SURENDER NATH**

.....Petitioner

Through: Mr Ramakant Gaur, Ms Sneha Arya,  
Ms Harshi Gaur, Ms Meenakshi Sahu,  
Ms Roopini Nandam, Ms Sobiya  
Manzoor, Advocates with Petitioner.

versus

**STATE OF NCT OF DELHI AND ORS**

.....Respondents

Through: Mr. Shoaib Haider, APP for the State.  
Counsel for Respondent Nos. 2 to 9  
with R2 to R9.

32

CRL.M.C. 1804/2025, CRL.M.A. 8128/2025 (stay), CRL.M.A.  
12603/2025

**HEMANT BHARDWAJ & ANR.**

.....Petitioners

Through: Mr. Neeraj Bhardwaj Advocate with  
Petitioners.

versus

**STATE OF GNCT OF DELHI & ANR.**

.....Respondents

Through: Mr. Shoaib Haider, APP for the State.  
Mr. Vishal Vats, Advocate for R2 to  
R9 with R2 to R9.

33

+ CRL.M.C. 2328/2025

**AKHIL KUMAR @ SAGAR AND ANR**

.....Petitioners

Through: Mr. Neeraj Bhardwaj, Advocate with  
Petitioners.

versus



STATE OF GNCT OF DELHI AND ANR .....Respondents  
Through: Mr. Shoaib Haider, APP for the State.  
Mr. Vishal Vats, Advocate for R2 to  
R9 with R2 to R9.

**CORAM:**  
**HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA**

**ORDER**

**04.12.2025**

%

1. Petitions under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*), have been filed on behalf of the Petitioners, for quashing/setting aside the Impugned cognizance/Summoning Order dated 02.12.2024 arising out of FIR No. 487/2024 dated 03.10.2024 under Section 125(A)/106(1) of the Bharatiya Nyaya Sanhita, 2023 (*hereinafter referred to as 'BNS'*) registered at Police Station Kalkaji including the Charge Sheet dated 30.11.2024 and all the consequential proceedings emanating therefrom.
2. Issue Notice.
3. On advance Notice, learned APP has appeared and accepted the Notice on behalf of the State.
4. In the Petition bearing CRL.M.C. 674/2025, the Petitioner, namely, Mahant Surender Nath is the Mahant/Baridar in the Kalkaji Temple situated at Kalkaji, New Delhi. In the Petition bearing CRL.M.C. 1804/2025, the Petitioner No. 1, namely, Mr. Hemant Bhardwaj was the President of Shri Kalkaji Mandir Prabandhak Sudhar Committee and Petitioner No. 2, namely, Mr. Lokesh Bhardwaj was the General Secretary of the said Committee. In the Petition bearing CRL.M.C. 2328/2025, the Petitioner No. 1, Mr. Akhil Kumar @ Sagar is a firm believer of Kalka Mata Temple and Mr. Raju Sharma, Petitioner No. 2 is an electrician at Kalkaji Temple.



5. Mayank, Respondent No. 6 is a minor, who is represented through his mother, Respondent No. 5, namely, Ms. Priyanka. Respondent No. 4, Babu has joined through Video Conferencing as he is in Bangalore. Other parties are present in person.

6. As per the case of the Prosecution, in the night of 02/03.10.2024 at about 10.00 PM, there was a huge line of people to visit Kalkaji Mandir when the electricity wire snapped leading to demise of Mayank Sharma, aged about 15.5 years, who was the son of Respondent No.2, namely, Mr. Ram Kumar and the Respondent No. 3, Ms. Sunita while there was 07 other persons, who suffered injuries to whom compensation as stated below, has already been given:-Because of electrocution, one child 15½ years old, Mayank had died. His parents, Mr. Ram Kumar and Ms. Sunita and the two sisters, have been duly compensated as mentioned in paragraph 6 of Item 31, which is as under:-

| S.No. | Name of the alleged victims/their families                                               | Settlement amount                                    | Mode of payment                             |
|-------|------------------------------------------------------------------------------------------|------------------------------------------------------|---------------------------------------------|
| 1.    | Ram Kumar Sharma S/o Jawahar Lal Sharma (Father of the deceased/Respondent No. 2 herein) | 5,00,000 (Five Lakhs Rupees only)                    | Cheque vide Cheque No.000264, dt 20.10.2024 |
| 2.    | Sunita Sharma w/o Ram Kumar Sharma (Mother of the deceased/Respondent No. 3 herein)      | 2,00,000/- (Two Lakhs Rupees only)                   | Cheque vide Cheque No. 000303 dt 26.10.2024 |
| 3.    | Shakshi d/o Ram Kumar Sharma (Sister of the deceased)                                    | 1,50,000/- (One Lakh and Fifty Thousand Rupees only) | Cheque vide Cheque No. 000304 dt 26.10.2024 |
| 4.    | Vanshika D/o Ram Kumar Sharma (sister of the deceased)                                   | 1,50,000/- (One Lakh and                             | Cheque vide Cheque No.                      |



|    |                                                                |                                                                                 |                                              |
|----|----------------------------------------------------------------|---------------------------------------------------------------------------------|----------------------------------------------|
|    |                                                                | Fifty Thousand Rupees only)                                                     | 000305 dt. 26.10.2024                        |
| 5. | Babu s/o Ramraj (injured/complainant/Respondent No. 4 herein)  | 11,000/- (Eleven Thousand rupees only)                                          | Cash paid on 26.10.2024                      |
| 6. | Priyanka w/o Naveen (injured/Respondent herein) No.5           | 21,000/- (Twenty One Thousand Rupees only)                                      | Cheque vide Cheque No.000307 dt. 10.11.2024  |
| 7. | Mayank s/o Prakash (injured/Respondent herein) No. 6           | Settled as above with the Respondent No. 5 i.e. mother of the Respondent No. 6) | Cheque vide Cheque No. 000307 dt 10.11.2024  |
| 8. | Lakhan s/o Babu @ Dharamveer (injured/Respondent No. 7 herein) | 25,000/- (Twenty Five Thousand Rupees only)                                     | Cheque vide Cheque No.000308 dt. 10.11.2024) |

7. On the Complaint of the Respondent Nos. 2 to 9, FIR No. 487/2024 dated 03.10.2024 under Section 125(a)/106(1) of BNS, got registered at Police Station Kalkaji.

8. It is stated that the Petitioners and the Respondent No. 2 to 9 have amicably settled all their disputes and differences between them and arrived at Settlement. There were six other injured, namely, Babu, to whom Rs.11,000/- has been paid by the Petitioners.. He has appeared through VC and endorsed with having received the amount. Ms. Priyanka is present in the Court, who has received Rs.21,000/- for herself and for the injury to her minor son Rs.21,000/- also by the Petitioners. Mr. Lakhan, who is present in the Court in person along with his mother, namely, Ms. Kamla @ Pinki,



who has endorsed having received Rs.25,000/- by the Petitioners. Mr. Himanshu is present in person and has received Rs.21,000/- by the Petitioners. Prince, who is present in person, has received Rs.51,000/- by the Petitioners. All the injured are present in the Court, as well as, the parents of the deceased, Mayank.

9. Statements of Respondent No. 2/father of the deceased, Respondent No. 4, Injured and Respondent No. 8/Injured have been recorded on 11.02.2025.

10. Today, the Respondents/victims, who are present in the Court, state that they have received all amounts due to them and have no objection if the FIR is quashed.

11. The parties are present before this Court in-person today, and have been identified by their Counsel and Investigating Officer concerned and they have entered into the Settlement voluntarily and without any fear and coercion and undertake to remain bound by the terms of the said Settlement.

12. Considering the nature of the allegations and that they have settled the matter, the FIR No. 487/2024 dated 03.10.2024 under Section 125(A)/106(1) of BNS, registered at Police Station Kalkaji and all the consequential proceedings emanating therefrom are quashed.

13. The Petitions are disposed of accordingly. Pending Applications, if any, stand disposed of.

**NEENA BANSAL KRISHNA, J**

**DECEMBER 4, 2025/RS**