



2025:DHC:3770



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

% **Date of decision: 13.05.2025**

+ CRL.M.C. 2642/2025

RAVINDER KUMAR GUPTA

.....Petitioner

Through: Ms. Aanchal Bansal, Mohd. Shuaib Khan, Mr. Praveen Kumar and Mr. Fardeen Khan, Advs. along with petitioner.

versus

THE STATE GOVT OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Satish Kumar, APP for State with SI Rajiv Kumar, PS Tughlak Road.
Respondent no. 2 in person.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

SHALINDER KAUR, J (ORAL)

CRL.M.A. 11878/2025 (Exemption)

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

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3. The present petition has been filed by the petitioner under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking to quash the FIR No. 79/2022 dated 08.06.2022 for offences under



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Sections 279/337 of the Indian Penal Code, 1860, registered at Police Station Tughlak Road (“subject FIR”) and all the consequential proceedings arising therefrom.

4. The learned counsel for the petitioner submits that the complainant/respondent no. 2 has lodged the subject FIR pursuant to an accident that occurred on 06.06.2022, wherein the respondent no. 2 was hit by a car allegedly driven by petitioner, resulting in a fracture to the shoulder of the respondent no. 2. He submits that the Chargesheet has been filed before the Trial Court and the trial is at the stage of prosecution evidence.

5. The learned counsel further submits that during the pendency of trial, the parties were referred for the process of mediation before the Delhi Mediation Centre, Patiala House Court, New Delhi. Consequently, the parties have arrived at a mutual agreement *vide* Mediation Settlement Agreement dated 03.02.2025 to settle the dispute persisting between them amicably.

6. The present petition is premised on the aforesaid assertion that the dispute *inter se* the parties stand amicably resolved, of their own volition, uninfluenced by any coercion, compulsion or undue inducement. In furtherance thereof, a Mediation Settlement Agreement dated 03.02.2025 has been duly executed between the petitioner and the respondent no. 2. It is further submitted that, in terms of the said Settlement, the respondent no. 2 has agreed to co-operate with the petitioner to get the subject FIR quashed. Moreover, the parties have undertaken that there is not other case, emanating out



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of the said incident, is pending before any other Judicial fora. The Mediation Settlement Agreement dated 03.02.2025 outlining the terms of settlement has been placed on record.

7. As per the terms and conditions of the said Mediation Settlement, respondent No. 2 has received a total settlement amount of Rs. 50,000/-. Furthermore, respondent No. 2 has also received a sum of Rs. 1,50,000/- in MACT proceedings during the Lok Adalat.

8. Pursuant to this Settlement, the Statement of the parties have been recorded by the Joint Registrar (Judicial) on 22.04.2025 and they have been duly identified by the Investigating Officer and their respective counsels. The respondent no. 2, in his statement before the Joint Registrar (Judicial), has stated therein, that he has no objection if the subject FIR and all the proceedings emanating therefrom is quashed.

9. Before this Court, the Investigating Officer has again identified the parties and they have confirmed that they are abiding by all the terms of the Settlement.

10. The respondent no. 2, who is present in court, upon being queried, confirms that he has received the full amount of settlement as mentioned in the said Settlement Agreement and that he has no objection if the subject FIR is quashed.

11. In view of the foregoing, the learned counsel for the parties, jointly prayed for quashing of the subject FIR.

12. The learned APP on behalf of the state submits that there is no objection if the subject FIR is quashed.



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13. In view of these circumstances, in line with the law laid down by the Supreme Court in ***Gian Singh vs. State of Punjab & Anr.***: (2012) 10 SCC 303 as also in ***Narinder Singh & Ors. vs. State of Punjab & Anr.***: (2014) 6 SCC 466, this Court sees no reason why the subject FIR and all proceedings emanating therefrom should not be quashed. In light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would be a futile exercise and would not be conducive to peace and harmony between the parties.

14. In conspectus of the above facts and the Mediation Settlement Agreement dated 03.02.2025, the subject FIR bearing No. 79/2022 dated 08.06.2022 for offences under Sections 279/337 of the Indian Penal Code, 1860, registered at Police Station Tughlak Road and all consequential proceedings emanating therefrom, are hereby quashed.

15. The present petition is, accordingly, disposed of, in the aforesaid terms.

SHALINDER KAUR, J

MAY 13, 2025/ss/kp

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