



\$~41

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

+ **CRL.M.C. 3437/2024**

SANDEEP LOHCHAB

.....Petitioner

Through: Mr. Anshuman, Adv. with petitioner
in person.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Naresh Kumar Chahar, APP for
State with SI Kuldeep Bhati PS EOW
(Chanakyapuri)
Mr. Akshit Sachdeva, Adv. for R-2 to
R-5 with R-2 to R-5

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

%

20.02.2025

1. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No.0279/2020 under Sections 323/354/506/509 IPC registered at Police Station Chhawla and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.
2. Issue notice. The learned APP for the State accepts notice. He submits that since the parties have arrived at a settlement, the State has no objection in case the FIR in question is quashed.
3. The petitioner no.1, as well as, respondent nos. 2-5 are present in the



Court and they have been identified by their respective counsel, as well as, by the Investigating Officer SI Kuldeep Bhati PS EOW (Chanakyapuri).

4. The brief facts of the case are that the petitioner runs a shop in the name of Khushi Broadband in front of shop of respondents. On 02.04.2020, the petitioner came to the shop of respondents and started a quarrel wherein he misbehaved with the respondent no.2 and gave beatings to her and her family members, which led to the registration of aforesaid FIR at the instance of respondent no.2/complainant.

5. During the pendency of the proceedings, the parties arrived at a settlement, terms whereof were reduced in writing in the form of Memorandum of Understanding dated 01.02.2024, which is annexed as Annexure P-2 to the present petition.

6. It is a term of the settlement that the parties have amicably resolved all their disputes without any fear, coercion or undue pressure.

7. The respondent no.2, on a query posed by the Court, affirms the factum of settlement and states that she has no objection in case the FIR is quashed.

8. At this stage, apt would it be to refer to the observations of the Supreme Court in ***Gian Singh v. State of Punjab, (2012) 10 SCC 303: (SCC p. 340, para 58)***

“58. Where the High Court quashes a criminal proceeding having regard to the fact that the dispute between the offender and the victim has been settled although the offences are not compoundable, it does so as in its opinion, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor.”

9. The dispute in the present case is predominantly of private nature.



Further, in view of the settlement between the parties, the ultimate chances of conviction in the case are bleak, therefore, continuation of criminal proceedings will not serve any useful purpose and it will be an exercise in futility.

10. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.

11. Consequently, the petition is allowed and the FIR No.0279/2020 under Sections 323/354/506/509 IPC registered at Police Station Chhawla, Delhi, alongwith all other proceedings emanating therefrom, is quashed.

12. The petition stands disposed of in the above terms.

13. Order be uploaded on the website of this court.

VIKAS MAHAJAN, J

FEBRUARY 20, 2025
N.S. ASWAL