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

+ W.P.(CRL) 1391/2025  
GAURAV ALIAS GORAV AND ANR .....Petitioners

Through: Counsel for Petitioners (appearance  
not given) with Petitioners.

versus

STATE GOVT OF NCT OF DELHI AND ANR .....Respondents

Through: Ms. Rupali Bandhopadhyaya, ASC for  
the State with Mr. Abhijeet Kumar,  
Advocate with SI Dinesh Kumar, PS  
Nand Nagri.  
Counsel for Complainant (through  
VC) (appearance not given)

**CORAM:**

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

**ORDER**

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**29.05.2025**

**CRL.M.A. 12957/2025 (Exemption), CRL.M.A.12958/2025 (Exemption)**

1. Exemption allowed, subject to all just exceptions.
2. The Applications stand disposed of.

**W.P.(CRL) 1391/2025**

3. Petition under Article 226 of the Constitution of India, 1950 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*) (old under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.PC'*)), has been filed on behalf of the Petitioners for quashing of FIR No.424/2023 dated 20.06.2023 under Section 308/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC'*) registered at Police Station Nand Nagri, Delhi and all the



consequential proceedings emanating therefrom.

4. Issue Notice.

5. On advance Notice, learned ASC has appeared and accepts the Notice on behalf of the State.

6. Brief facts of the case are that the parties are known to each other. The Respondent No. 2/Complainant works as a water filter. On 20.06.2023 at around 4:00 p.m., he went for a walk in the Park near Gagan Cinema. Thereafter, two boys, Gaurav and Tarun came and had a fight with them once before, which was settled at that time. Tarun abused him and hold his hands and Gaurav hit him on the head with a sharp iron object from behind due to which, he fell on the ground. After that, Gaurav and Tarun hit him with kicks and punches due to which, blood started flowing from the Complainant's head. Thereafter, both the Accused ran away. The record shows that the injury suffered by the Complainant, was simple in nature.

7. On the Complaint of the Respondent No.2/Complainant, FIR No.424/2023 dated 20.06.2023 under Section 308/34 IPC, got registered at Police Station Nand Nagri, Delhi.

8. It is stated that the Petitioners and the Respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement *vide* Memorandum of Settlement (MOU) dated 08.05.2023.

9. Today, the Respondent No. 2, who is present in the Court, states that he has no objection if the FIR is quashed.

10. The Statement of the parties have already been recorded before the learned Joint Registrar. 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.



11. Considering the nature of the allegations and that they have settled the matter, the FIR No.424/2023 dated 20.06.2023 under Section 308/34 IPC, registered at Police Station Nand Nagri, Delhi and all the consequential proceedings emanating therefrom are quashed,

12. The Petition is disposed of accordingly.

**NEENA BANSAL KRISHNA, J**

**MAY 29, 2025/RS**