



\$~64

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

+ **CRL.M.C. 2935/2025**

DHARMENDER @ BHURA & ANR.Petitioners
Through: Mr. Madhav Kundra, Advocates.

versus

STATE (GOVT. OF NCT OF DELHI)
& ANR.Respondents
Through: Ms. Richa Dhawan, APP for State
with SI Saurabh Kumar, PS-Shalimar Bagh.

CORAM:
HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER
12.11.2025

%

1. The present petition has been filed under Section 528 BNSS, 2023 seeking quashing of FIR No.457/2016 under Sections 308/394/506/34 IPC, registered at Police Station Shalimar Bagh and all consequential proceedings emanating therefrom, on the ground that the parties have arrived at a settlement.
2. Ms. Richa Dhawan, learned APP appearing on behalf of the State accepts notice.
3. The petitioners are present in Court and the respondent no.2/complainant joined the proceedings through VC. They have been identified by the learned counsel for the petitioner as well as SI Saurabh Kumar, PS-Shalimar Bagh.
4. The brief facts of the case are that a physical altercation took place between the petitioners and the respondent no.2, in which the respondent



no.2 sustained injuries and he was taken to Fortis Hospital, Shalimar Bagh, Delhi and a complaint in this regard was made by the complainant, which led to the registration of the above FIR.

5. During pendency of the proceedings, due to the intervention of common family friends, the parties have resolved all their disputes amicably without any coercion or pressure and a memorandum of understanding dated 05.04.2025 to that effect was executed between the petitioners and the respondent no.2, which is annexed as Annexure-C.

6. On a query posed by the Court, the complainant states that he has settled the matter with the petitioners and does not want to prosecute the criminal proceedings any further and he has no objection in case the FIR is quashed.

7. Further, this Court notes from the MLC of the respondent/claimant that no injury was found on the person of the complainant.

8. In view of the fact that the complainant did not suffer any injury, the petitioners as well as the respondent no.2 have amicably settled their disputes and further regard being had to the statement made by the complainant, this Court is of the view that no useful purpose will be served in continuation of criminal proceedings and it will be an exercise in futility.

9. 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.”

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.457/2016 under Sections 308/394/506/34 IPC, registered at Police Station Shalimar Bagh station alongwith all other proceedings emanating therefrom, is quashed.
12. The petition along with pending application stands disposed of in the above terms.
13. Order be uploaded on the website of this Court.

VIKAS MAHAJAN, J

NOVEMBER 12, 2025/jg