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

+ **W.P.(CRL) 1473/2025**

ADISH GUPTA

.....Petitioner

Through: Ms. Saral Arora and Ms. Juhi Arora,
Advvs. with petitioner in person.

versus

STATE OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Sanjay Lao, Standing Counsel for
State with SI Krishan Pal Singh, PS Mukherjee
Nagar
Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE AJAY DIGPAUL

ORDER

12.09.2025

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1. The instant petition under Article 226/227 of the Constitution of India under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter "BNSS") has been filed by the petitioner praying for quashing of FIR No. 592/2018 registered at Police Station – Mukherjee Nagar for offences punishable under Sections 279/337 of the Indian Penal Code, 1860 (hereinafter "IPC").
2. The brief facts of the case are that on 16.10.2018 at about 10 PM, respondent no. 2, while riding a motorcycle and reaching the T-point, was struck by the petitioner's car which was being driven at a very high speed, as a result of which he sustained injuries on his leg and had to be admitted to the hospital.



3. Learned counsel appearing on behalf of the petitioner submitted that the chargesheet was filed against the petitioner under Section 279/338 of the IPC before the learned MM where Section 338 IPC was added instead of Section 337 IPC. It is submitted that the petitioner and respondent no. 2 have settled their disputes amicably and are now moving forward towards a peaceful and harmonious future. It is further submitted that the respondent no. 2 has been duly compensated for the injuries suffered by him along with his medical expenses by the petitioner.

4. Memorandum of Understanding (hereinafter “MoU”) dated 24.04.2025 is on record and has been annexed as Annexure P-3. *Qua* this MoU, the respondent no. 2 has agreed to withdraw the case arising out of FIR No.592/2018 registered at Police Station – Mukherjee Nagar against the petitioner.

5. Learned counsel appearing on behalf of the petitioner submitted that respondent no.2 has settled the dispute with the petitioner for a sum of ₹1,10,000/-, out of which a remaining amount of ₹1,00,000/- was agreed to be paid at the time of quashing of the FIR.

6. At this juncture, the petitioner has handed over a Demand Draft bearing No. 000201 dated 10.09.2025 for the balance amount of ₹1,00,000/- in the name of respondent no. 2 today in the Court. Respondent no. 2 has verified the particulars of the Demand Draft to his satisfaction and stated them to be correct.

7. It is prayed by the learned counsel appearing on behalf of the parties that the instant FIR may be quashed on the basis of the MoU. No Objection Statement of respondent no. 2 is also on record as Annexure P-4.



8. Learned Standing Counsel for the State, who appears on advance notice, accepts notice and submits that there is no opposition to the prayer made by the petitioner seeking quashing of the FIR in question in view of the settlement arrived at between the parties.
9. Heard learned counsel for the parties and perused the record.
10. The petitioner is present before this Court and has been identified by the Investigating Officer, Police Station – Mukherjee Nagar. Respondent no. 2 is also present in the Court and has been identified by his counsel and the Investigating Officer.
11. On a query made by this Court, respondent no. 2 has categorically stated that he has entered into compromise on his own free will and without any pressure. It is also stated by him that the entire dispute has been amicably settled between the parties.
12. Keeping in view the fact that the matter stands settled between the petitioner and respondent no. 2 amicably without any pressure, no fruitful purpose would be served by keeping the matter pending.
13. Hence, in light of the judgment of the Hon'ble Supreme Court passed in *Gian Singh v. State of Punjab* (2012) 10 SCC 303, FIR No. 592/2018 registered at Police Station – Mukherjee Nagar for offences punishable under Sections 279/337 of the IPC, and consequent proceedings emanating therefrom, are quashed qua the petitioner.
14. The petition alongwith pending application(s), if any, stands disposed of.

AJAY DIGPAUL, J

SEPTEMBER 12, 2025AS/yr