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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 3640/2025 & CRL.M.A. 16013/2025

LAKHAN AND ORS

.....Petitioners

Through: Mr. Kanishk Khullar, Adv.
(through VC)
Ms. Yoshita Khullar, Adv.
P-2, 4 & 5 in person.

versus

STATE OF NCT OF DELHI & ANR.Respondents

Through: Ms. Kiran Bairwa, APP
for the State with SI Sonu
Kumar, PS Okhla Mall
Area.
Mr. Sushil Kr. Gupta,
Adv. for R-2.
R-2 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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26.08.2025

1. The present petition is filed seeking quashing of FIR No. 5/2020 dated 06.01.2020, registered at Police Station Okhla Industrial Area, for the offence under Sections 324/34 of the Indian Penal Code, 1860 ('IPC') on the ground of settlement between the parties.
2. Serious allegations have been made against the petitioners in the present FIR. It is alleged that on 06.01.2020, due to a prior dispute over mortgaging of a mobile phone, Petitioner Nos. 2 and 3 abused Respondent No.2 and gave him beatings. In the meantime, the other petitioners also came to the spot and while Petitioner Nos. 1, 2 and 5 caught hold of Respondent No.2, the other two petitioners stabbed him.



3. It is stated that the injury caused to Respondent No.2 was opined to be grievous in nature.

4. It is further stated that Petitioner Nos. 2 and 3 are involved in other cases as well. It is pointed out that Petitioner No. 2 is also involved in FIR No. 682/2015, registered at Police Station Okhla Industrial Area, for the offence under Sections 308/34 of the IPC. Petitioner No. 3 is stated to be also involved in FIR No. 209/2025, registered at Police Station N.F. Colony, for offence under Section 137(2) of the Bharatiya Nyaya Sanhita, 2023; FIR No. 382/2015, registered at Police Station O.I. Estate, for the offences under Sections 308/324/34 of the IPC; and FIR No. 208/2018, registered at Police Station Govind Puri, for the offence under Section 324 of the IPC.

5. Looking at the aforesaid prior involvements of Petitioner Nos. 2 and 3, the possibility of the complainant being threatened in order to arrive at a compromise cannot be ruled out.

6. Even otherwise, considering the antecedents of Petitioner Nos. 2 and 3 as well as the nature of the allegations and propensity of the offence, this Court does not consider it apposite to exercise discretionary powers under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 to quash the FIR only because the complainant / Respondent No.2 has settled the dispute with the petitioners.

7. The present petition is, therefore, dismissed. Pending application(s) also stand disposed of.

AMIT MAHAJAN, J

AUGUST 26, 2025/ 'KDK'