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

+ **CRL.M.C. 5998/2025**

SUSHILA DEVI

.....Petitioner

Through: Mr. Tarun Gahlot, Adv. along with
the petitioner in person
versus

**THE STATE GOVT. OF NCT OF DELHI AND
ANR.**

.....Respondents

Through: Mr. Satish Kumar, APP for State with
Ms. Upasna Bakshi, Adv. along with SI Randeep,
PS North Rohini
Ms. Rukaya Rashid and Mr. Jai Khanduja, Adv.
along with Respondent No.2 in person

CORAM:

HON'BLE MR. JUSTICE AJAY DIGPAUL

ORDER

03.12.2025

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1. The instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter "BNSS") [earlier Section 482 of the Code of Criminal Procedure, 1973 (hereinafter "CrPC")] has been filed by the petitioner praying for quashing of FIR no. 1040/2014 registered at Police Station North Rohini for the offences punishable under Sections 186/353/34 of the Indian Penal Code, 1860 (hereinafter "IPC") and Sections 3/4 of the Medicare Service Persons and Medicare Service Institutions (Prevention of Violence and Damage to Property) Act, 2008 (hereinafter "MSP Act").
2. Based on the FIR and the charge-sheet, the allegations are that on 28.12.2014, Sushila Devi was brought to the casualty ward of Dr. BSA Hospital, Rohini, after sustaining simple injuries to her forehead and



glabella. While the junior resident doctor, Dr. Akash, was preparing to suture her wounds, 6–7 people accompanying the patient allegedly entered the minor OT, despite being asked to wait outside. According to the complaint, the patient (Sushila Devi) and her attendants became irritated, began verbally abusing, and then physically assaulted the doctor, and also obstructed him and other medical staff, including Dr. Vinod, Dr. Bhawesh, Dr. Vikas, Dr. Arun, Dr. Manish and nurse Sunil, from performing their official duty. The FIR states that this conduct amounted to assault on public servants discharging their duty and obstruction of medical services, leading to registration of the FIR.

3. It is submitted that the petitioner is an aged lady whose health is not optimum, and she and respondent no. 2 have now settled their disputes amicably and are now moving forward towards a peaceful and harmonious future.

4. Compromise deed dated 09.06.2025 is on record and has been annexed as Annexure E. *Qua* this deed, the respondent no. 2 has agreed to withdraw the case arising out of FIR No. 1040/2014 registered at Police Station North Rohini against the petitioner.

5. 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 compromise.

6. Heard. Issue notice.

7. Learned APP 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.

8. Heard learned counsel for the parties and perused the record.



9. The petitioners are present before this Court and have been identified by their counsel and Investigating Officer, Police Station North Rohini. Respondent no. 2 is also present in the Court and has been identified by his counsel and the Investigating Officer.

10. 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.

11. Keeping in view the fact that petitioner's health is not optimum and the matter stands amicably settled between the petitioner and respondent no. 2 without any pressure, no fruitful purpose would be served by keeping the matter pending.

12. It is, thus, in the interest of justice to quash the afore-mentioned FIR and the proceedings emanating therefrom.

13. Hence, in light of the judgment of the Hon'ble Supreme Court passed in *Gian Singh vs. State of Punjab* (2012) 10 SCC 303, FIR no. 1040/2014 registered at Police Station North Rohini for the offences punishable under Sections 186/353/34 of the IPC and Sections 3/4 of the MSP Act, and consequent proceedings emanating therefrom, are quashed *qua* the present petitioner.

14. The petition alongwith pending application(s), if any, stands disposed of.

AJAY DIGPAUL, J

DECEMBER 3, 2025

Sk/ryp