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

+ **CRL.M.C. 8514/2025**

RIZWAN ALIAS MOHD. RIZVAN KHANPetitioner
Through: Mr. Rubal Sharma and Mr. Vineet,
Advocates with petitioner in person.

versus

THE STATE GOVT NCT OF DELHI & ORS.Respondents
Through: Mr. Ajay Vikram Singh, learned APP
for State with IO/SI Nishant Sharma and SI H.R.
Chaudhary, PS-Gandhi Nagar.
Mr. Deepak Kalra, Advocate for R2 and R3.

CORAM:
HON'BLE MR. JUSTICE VIKAS MAHAJAN

% **ORDER**
01.12.2025

CRL.M.A. 35575/2025

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 8514/2025

3. The present petition has been filed by petitioner under Section 482 Cr.P.C./528 of BNSS seeking quashing of FIR No. 104/2017 under Section 324 IPC registered at P.S. Gandhi Nagar and all consequential proceedings emanating therefrom, on the ground that the parties have arrived at a settlement.
4. Issue notice.
5. Mr. Ajay Vikram Singh, learned APP for the State accepts notice.



6. The petitioner and respondent no.2 and 3 are present in Court and they have been identified by Mr. Rubal Sharma, learned counsel for petitioner and Mr. Deepak Kalra, learned counsel for respondent nos. 2 and 3, as well as, by investigating officer IO/SI Nishant Sharma, PS-Gandhi Nagar.

7. The case set out in the present petition is that in a scuffle between petitioner and respondent nos. 2 and 3 both of sides suffered injuries, which led to the registration of cross-FIR including the present FIR.

8. It is stated that the other case is FIR no. 105/2017 under Sections 323/341/34 IPC registered at PS-Gandhi Nagar.

9. Mr. Rubal Sharma, learned counsel appearing on behalf of petitioner submits that in the second FIR all the offences invoked are compoundable.

10. He contends that during the pendency of the proceedings, parties have arrived at a settlement, terms whereof were reduced in writing in the form of Memorandum of Understanding dated 29.08.2025, copy of which is annexed as Annexure-B to the present petition.

11. He submits that it is a term of the settlement that respondent nos. 2 and 3 shall cooperate with petitioner for quashing of present FIR and thereafter, petitioner will cooperate with respondent nos. 2 and 3 for compounding of offences in FIR no. 105/2017.

12. On being queried, respondent nos. 2 and 3 affirm the factum of settlement, and state that they have no objection, in case the present FIR is quashed.

13. At this stage, learned APP appearing on behalf of State submits that present FIR is of the year 2017 and chargesheet has been filed. He contends that since lot of time and effort has been spent by the investigating agency,



the parties may be saddled with some cost.

14. Considering that the State machinery has been put into motion and considerable time and resources of the investigating agency have been spent in the investigation of the matter and further the judicial time has also been wasted, it is deemed appropriate to impose cost of Rs.3,000/- each on the petitioner and respondent nos. 2 and 3.

15. Consequently, the petition is allowed and the FIR No. 104/2017 under Section 324 IPC registered at P.S. Gandhi Nagar along with all other proceedings emanating therefrom, is quashed, subject to parties depositing cost of Rs.3,000/- each in “Delhi High Court Staff Welfare Fund”.

16. The petition stands disposed of in the above terms.

VIKAS MAHAJAN, J

DECEMBER 1, 2025/jg