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

\# **CNR No. DLHC010013962024**

\+ CRL.M.C. 440/2024

KAMAL .....Petitioner

Through: Mr. R.S. Juneja, Adv. with Petitioner-in-person.

versus

THE STATE OF DELHI .....Respondent

Through: Mr. Manoj Pant, APP for State with ASI Satinder, SI Avinash, PS Anand Vihar.
Mr. Rahul Chaudhary, Adv. for R-2 & R-3.
R-2 & R-3 (through VC).

CORAM:
HON'BLE MR. JUSTICE VIMAL KUMAR YADAV

O R D E R

% 28.10.2026

1. Hybrid Mode.

2. The inherent powers of this Court under Section 482 of the Code of Criminal Procedure, 1973 (hereinafter referred to as 'Cr.P.C.') have been invoked in the present petition seeking quashing of FIR No. 293/2018, dated 16.08.2018, registered at PS Anand Vihar, under Section 308/323/341/ 504/34 of the Indian Penal Code, 1860 (in short 'IPC') and proceedings pending before ld. Distt. & Sessions Judge, Karkardooma Courts, Delhi.

3. Shorn of unnecessary details, the Respondent No.2 along with his friend Respondent No. 3, went for dinner at the restaurant 'Urban Punjab',

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Community Centre, Karkardooma, where they ordered food in their car and the bill for the food amounting to Rs. 720/- were handed over to them. Respondent No.2 in return gave Rs. 1,000/- to the petitioner, who was working as a waiter at Urban Punjab. On asking for remaining/balance amount the petitioner refused to hand over the same. Respondent No.2 confronted the petitioner on this aspect and on hearing the noise the manager of the restaurant also joined and both of them started abusing Respondent No.2 and 3. Respondent No.2 and 3 left the spot, however, they were stopped at the parking gate. Petitioner along with his associates started beating Respondent No.2 with a belt and hit him on his head by an iron rod and thereafter on statement of Respondent No.2 the aforesaid FIR was registered.

4. At the outset, it has been submitted by the learned counsel for the Petitioner that the matter has been settled between the parties vide compromise deed dated 01.11.2023.

5. Learned counsel for the petitioner prays that FIR No. 293/2018, dated 16.08.2018, registered with PS Anand Vihar, under Section 308/323/341/504/34 IPC and proceedings emanating therefrom, be quashed in view of these development.

6. Respondent No. 2 and 3 are present through VC and have been duly identified by their counsel, Mr. Rahul Chaudhary as well as the IO ASI Satinder and the SI Avinash, present in Court.

7. Respondent No. 2 and 3 confirm that the matter has been settled amicably without any fear, force or coercion and further submit that they have no objection if the FIR No. 293/2018 is quashed against the Petitioner.

8. The inherent jurisdiction of this Court under Section 482 of the

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Cr.P.C. is distinct from the statutory power of compounding offences under Section 320 Cr.P.C. The fact that an offence is non-compoundable does not, by itself, limit this court from exercising its inherent powers to quash criminal proceedings on the basis of a compromise between the parties. Such jurisdiction, however, must be exercised sparingly and upon due consideration of the nature and gravity of the offence along with the accompanying and attending circumstances such as the place where the offence took place, the type of weapons used, injuries sustained etc.

9. In the present case, in view of the settlement arrived at between the parties, continuing with the criminal proceedings would serve no useful purpose, especially, when dispute does not involve any public interest. Moreover, the continuation of the proceedings in the present case may cause disturbance in peace and harmony in the social life of the parties as they may continue to nurse the grudge. However, if the parties are ready to forgive and forget and move on with their lives, then it should be encouraged. The ultimate aim of justice administration system is to ensure peace in the society, to uphold the truth and ensure maintenance of law and order. On these parameters, the settlements are to be encouraged.

10. Accordingly, exercising the inherent powers vested in this Court under Section 482 Cr.P.C., it is deemed appropriate to quash FIR No. 293/2018.

11. Consequently, to secure the ends of justice, FIR No. 293/2018, dated 16.08.2018, registered with PS Anand Vihar, under Section 308/323/341/504/34 IPC along with all consequential proceedings emanating therefrom are hereby, quashed.

12. Petition is allowed and disposed of accordingly.

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13. Pending application(s), if any, also disposed of.

VIMAL KUMAR YADAV, J

OCTOBER 28, 2026/*ny*

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