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

\# **CNR No. DLHC010393902025**

\+ CRL.M.C. 4245/2025 CRL.M.A. 18541/2025

SHAILENDRA SINGH & ANR. .....Petitioners

Through: Mr. Gurpreet Singh, Adv.

versus

STATE OF NCT OF DELHI AND ORS .....Respondents

Through: Ms. Richa Dhawan, APP for the State
Insp. Gulshan Yadav, PS Crime Branch

CORAM:
HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

O R D E R

% 29.10.2026

1. The present petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 [‘BNSS’], seeking quashing of the chargesheet in Criminal Case No. 13061/2018, emanating from FIR No. 128/2013 dated 25.07.2013, registered at Police Station Crime Branch, Delhi, under Sections 406/420/467/468/471 of the Indian Penal Code, 1860 [‘IPC’], and all consequential proceedings arising therefrom, pending before the learned Chief Judicial Magistrate, Central District, Tis Hazari Courts, Delhi

2. The relief of quashing has been prayed for on the basis of a settlement arrived at between the petitioners and respondent nos. 2 and 3, who are the complainants in the subject FIR, before the Mediation Centre, Tis Hazari

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Courts, Delhi, on 05.09.2013.

3. At the outset, learned counsel for the petitioner submits that during the pendency of the present petition, petitioner no. 2 has since expired and, therefore, the petition is being pursued by petitioner no. 1 alone. He submits that petitioner no. 1 and the deceased petitioner no. 2 had entered into a settlement with respondent nos. 2 and 3 before the Mediation Centre, Tis Hazari Courts, Delhi, on 05.09.2013.

4. He states that, in terms of Clause 2 of the settlement agreement (at running page 54 of the petition), a sum of Rs. 4,00,000/- was paid by the petitioners to respondent nos. 2 and 3, towards compensation in respect of the vehicle in question, bearing registration No. DL-4CAB-0007.

5. He submits that the factum of settlement between the parties is also duly recorded in the orders passed by the learned Trial Court on 07.12.2022, 14.02.2024 and 30.10.2025. He submits that respondent nos. 2 and 3 were duly represented through counsel in the proceedings before the learned Trial Court. He states that notice has also been issued to respondent nos. 2 and 3 in the present proceedings.

6. Ms. Richa Dhawan, learned APP for the State, on instructions from the Investigating Officer ['IO'], submits that the IO has duly informed respondent nos. 2 and 3 about the pendency of the present petition and the directions issued by this Court for their appearance.

7. She further submits that, apart from petitioner no. 1 herein another accused Varun Dutta is also involved in the present FIR and he is

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absconding. She states that at least 11 FIRs have been registered against the said accused Varun Dutta. She submits that the vehicle in question was owned by respondent no. 2 and that petitioner no. 1 had sold the said vehicle to respondent no. 4.

8. She submits that however there are no other criminal antecedents of petitioner no. 1 and in view of the settlement there is no objection of the State

9. This Court has heard the learned counsel for the parties and has perused the material on record.

10. The record of this Court shows that respondent nos. 2 and 3 were duly notified of the pendency of the present petition, both through the IO and by issuance of Court notice. A perusal of the Court record shows that a vakalatnama has been filed on behalf of respondent nos. 2 and 3 through their counsel on 01.04.2026. However, no submissions have been advanced on their behalf opposing the present petition.

11. The settlement agreement dated 05.09.2013 entered into between the parties before the mediation centre Tis Hazari Court records that the petitioners have paid a sum of Rs. 4,00,000/- to respondent nos. 2 and 3 as compensation in respect of the vehicle in question. respondent nos. 2 and 3 agreed to cooperate in the quashing and execute the requisite transfer documents in favour of respondent no. 4. The dispute between the parties arose from the transaction of sale of the car which has been amicably resolved as between the petitioners and respondent nos. 2 and 3.

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12. Keeping in mind the law settled by the Supreme Court in **Gian Singh v. State of Punjab**[1] and **Narinder Singh v. State of Punjab**[2] while exercising the inherent jurisdiction, this Court is of the considered opinion that in view of the mutual settlement arrived at between the parties, the payment of compensation recorded therein and the fact that respondent nos. 2 and 3 have not opposed the present petition despite due notice, continuation of the proceedings against petitioner no. 1 would serve no public interest. In view of the settlement arrived, it would be appropriate to bring an end to the criminal proceedings towards the ends of justice.

13. Therefore, FIR No. 128/2013 dated 25.07.2013, registered at Police Station Crime Branch, Delhi, under Sections 406/420/467/468/471 of the IPC, and all consequential proceedings emanating therefrom, including the chargesheet in Criminal Case No. 13061/2018, are hereby quashed qua petitioner no. 1 alone.

14. It is clarified that the present order is confined to petitioner no. 1 and shall not affect the proceedings, if any, against the other accused person Varun, which will continue in accordance with law.

15. The petition is allowed in the aforesaid terms. Pending application stands disposed of.

16. The digitally signed copy of this order, duly uploaded on the official website of the Delhi High Court, www.delhihighcourt.nic.in, shall be treated as a certified copy of the order for the purpose of ensuring compliance. No

[1] (2012) 10 SCC 303 at paragraph no. 61
[2] (2014) 6 SCC 466 at paragraph no. 29 (29.1 to 29.5)

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physical copy of order shall be insisted by any authority/entity or litigant.

MANMEET PRITAM SINGH ARORA, J

OCTOBER 29, 2026/msh/AM

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