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

\# **CNR No. DLHC010512342026**

\+ CRL.M.C. 8015/2026

SUNIL MIRDWAL & ANR. .....Petitioners

Through: Mr. Kartikey, Mr. Vipin Sharma and Mr. Baljeet Singh, Advocates with petitioners in person.

versus

STATE OF NCT OF DELHI & ORS. .....Respondents

Through: Mr. Satish Kumar, APP for State with SI Hemant, PS Badarpur.
Mr. Amrik Singh, Adv. for R-2 & R-3 with R-2 & R-3 in person.

CORAM:
HON'BLE MR. JUSTICE VIMAL KUMAR YADAV

O R D E R

% 27.10.2026

1. Hybrid mode.

CRL.M.A. 33424/2026 (Ex.)

2. Allowed, subject to all just exceptions and on the condition that the requisite documents shall be filed as per Delhi High Court Rules.

3. Application stands disposed of.

CRL.M.A. 33425/2026 (Delay)

4. In view of the contents of the application and the submissions made, the application is allowed and the delay of 24 days in re-filing the petition is condoned.

5. Application stands disposed of.

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CRL.M.C. 8015/2026

6. The petitioners have filed this petition under Section 482 of the Code of Criminal Procedure, 1973 (hereinafter referred to as the 'Cr.P.C.') seeking quashing of FIR No. 0069/2026 dated 09.03.2026, registered at Police Station Badarpur, Delhi, for offences punishable under Sections 281/125(a) of The Bharatiya Nyaya Sanhita ('BNS'), 2023 and all consequential proceedings emanating therefrom, on the ground of settlement.

7. Issue notice.

8. Learned APP for State and learned counsel for Respondent No. 2 & 3 appear on advance notice and accept notice.

9. It has been submitted by the learned counsel for the Petitioners that on 08.03.2026 between 01:30 to 02:00 PM, while Respondent No. 2 and his brother (Respondent No.3) were travelling from Badarpur to the Aadhaar Centre at Sarita Vihar, New Delhi, they met with an accident involving a Maruti Baleno Car bearing Registration No. DL3CCX9590, which was being driven rashly and negligently by Petitioner No.1 and owned by Petitioner No.2. As a result of the said collision, Respondent No.2 & 3 sustained injuries.

10. Following the medical examination at Majidia Hospital, Hamdard Nagar, Delhi, Respondent No.2 lodged a complaint based on which FIR No.0069 / 2026 under Section 281/125(a) of the Bharatiya Nyaya Sanhita, 2023 (BNS) was registered. Notably, while the offence under Section 125(a) is compoundable by the person to whom hurt is caused with the permission of the Court, offence under Section 281 of the BNS is non-compoundable. Accordingly, the parties seek the exercise of the inherent jurisdiction of this

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Court for quashing the proceedings.

11. It has come on record that during the pendency of the proceedings, both parties have agreed to amicably resolve all their disputes and differences vide Memorandum of Understanding dated 11.04.2026 (hereinafter referred to as 'MOU'). As per the settlement, victims have received a total amount of Rs. 55,000/-, out of which cash of Rs. 10,000/- was paid earlier and a DD of Rs. 45,000/- in the name of Respondent No. 2 has been handed over to him in the Court today with the consent and approval of Respondent No. 3. It has been pointed out by learned counsel for the Petitioners and endorsed by learned counsel for Respondent No. 2 & 3 that Respondent No. 2 & 3 are real brothers and they will share the money of compensation as per their mutual convenience.

12. Respondent No.2 & 3 are present in the Court and have been identified by the Investigating officer (IO) SI Hemant and have confirmed the factum of the MOU. Respondent No.2 & 3 expressed that they have no objection *qua* the quashing of FIR no. 0069/2026 in terms of the MOU dated 11.04.2026.

13. Therefore, there appears no reason to continue with the FIR in question as doing so would not be beneficial to anyone, rather it would be an impediment to the future of the parties involved. Albeit, driving rashly and negligently has the potential to endanger the lives and limbs of the public at large, but the dispute / offence essentially remains more private than public, therefore, should be put at rest.

14. Considering the entire gamut of facts and circumstances, FIR No. 0069/2026 dated 09.03.2026, registered at Police Station Badarpur, Delhi, for offences punishable under Sections 281/125(a) of BNS and the

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proceedings emanating therefrom are hereby quashed.

15. Petition stand(s) disposed of accordingly.

VIMAL KUMAR YADAV, J

OCTOBER 27, 2026/*akc*

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