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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
% ***Date of Decision: 05th January, 2026***
+ **CRL.M.C. 6/2026 & CRL.M.A. 13/2026**

MOHD TUFAIL & ORS.Petitioner

Through: Mr. Amisuddin, Advocate along with
petitioners

versus

THE STATE OF DELHI NCT OF DELHI & ANR.Respondent

Through: Mr. Satinder Singh Bawa, APP
Mr. Ajit Singh Tomar, Advocate along
with Respondent No. 2 in person with
his father
SI Ashish Kumar, PS Kalindi Kunj

CORAM:
HON'BLE MR. JUSTICE MANOJ JAIN
J U D G M E N T (oral)

CRL.M.A. 13/2026 (for exemption)

Exemption allowed, subject to all just exceptions.

CRL.M.C. 6/2026

1. The present petition has been preferred seeking quashing of FIR No. 241/2023 dated 20.05.2023, registered at Police Station Kalandi Kunj, for commission of offence under Sections 308/34 IPC, along with all consequential proceedings emanating therefrom, on the basis of compromise arrived at between the parties.
2. As per averments appearing in FIR, a scuffle took place between the parties, which resulted in injury to respondent No. 2/complainant, leading to registration of the present FIR.



3. Learned counsel for the petitioners submits that the parties have since amicably settled the disputes *vide* Memorandum of Settlement dated 10.09.2025, appended as Annexure P-3. He also submits that an affidavit conveying no objection to the quashing of the FIR, duly sworn by respondent No. 2, has also been filed. He supplements that the disputes between the parties stand amicably resolved and that they have undertaken to maintain peace and cordial relations in future. In view thereof, he submits that continuation of the FIR would serve no useful purpose and the same, therefore, deserves to be quashed.

4. Learned counsel appearing for respondent No. 2 does not dispute the factum of compromise and conveys his no objection to the quashing of the FIR in question

5. Respondent no. 2/complainant Mr. Sahil is present with his father Mr. Jamshed and it is also apprised that there was cross-case between the parties and said cross-case i.e. FIR No. 240/2023 u/s 308/34 IPC PS Kalindi Kunj has already been quashed by the learned Co-ordinate Bench of this Court in Crl. M.C. No. 8124/2025 *vide* order dated 12.12.2025. In that case, complainant Mr. Sahil and his father Mr. Jamshed were accused persons. A copy of such order has also been shown during the course of arguments.

6. IO-SI Ashish Kumar is present and he identifies the complainant.

7. In the aforesaid backdrop, I have heard learned counsels for the parties, including learned Addl. P.P. for the State and perused the material available on record.

8. The parties are present in person before the Court and, upon interaction, it emerges that the dispute is, essentially, private in nature and has been amicably resolved. Respondent No. 2/complainant submits that he has



voluntarily and without any coercion or duress, entered into settlement and does not wish to pursue the matter any further and supports the prayer for quashing of the FIR.

9. In view of the settlement arrived between the parties, continuing with criminal proceedings would serve no useful purpose and would be a drain on judicial resources and abuse of the process of law, especially when dispute does not involve any public interest or interest of the society at large. In any case, even the complainant, being relative as well, does not wish to press any charges against the petitioners.

10. Keeping in mind the aforesaid and in order to facilitate the parties in maintaining and restoring cordiality, the proceedings deserve to be quashed in exercise of the inherent powers of the Court. Reference, in this regard, is also made to the decision of Supreme Court in *Gian Singh v. State of Punjab & Anr. (2012) 10 SCC 303* in this context.

11. Accordingly, exercising the inherent powers vested in this Court under Section 528 of the BNSS, it is deemed appropriate to quash the instant FIR.

12. Consequently, FIR No. 241/2023 dated 20.05.2023, registered at Police Station Kalandi Kunj, for the alleged offences under Sections 308/34 IPC, along with all consequential proceedings emanating therefrom, is hereby quashed.

13. The petition, along with pending applications, if any, stands disposed of in aforesaid terms.

(MANOJ JAIN)
JUDGE

JANUARY 5, 2026/dr/sa