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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 5737/2023

ALOK KUMAR AND ORS

..... Petitioners

Through: Mr.Shrey Chathly and Mr.Sidharth Negi,
Advocates

versus

STATE AND ANR

..... Respondents

Through: Mr. Nawal Kishore Jha, APP for State
with SI Ashish Kumar

Mr.Vijay Kasana and Mr.K. Chhabra, Advocates
for respondent No.2 with respondent No.2 in
person

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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23.02.2024

1. The present petition has been filed under Section 482 Cr.P.C. seeking quashing of FIR No.360/2018 registered under Sections 354/354A/354D/323/509/506/34 IPC at P.S. Okhla Industrial Area, New Delhi on the ground that the parties have amicably settled their disputes.
2. As per the allegations levelled in the FIR, the petitioners misbehaved, intimidated and beat respondent No.2.
3. Learned APP for the State submits that in the present case the petitioners are the only accused persons and respondent No.2 is the only complainant/victim. He further submits that the chargesheet has been filed.
4. Learned counsels for the parties submit that the parties have entered into a settlement vide Settlement Agreement dated 17.03.2023 and in terms of the settlement, respondent No.2 is now left with no claim whatsoever against the petitioners.



5. The petitioners and respondent No.2, who are present in the Court, have been identified by their respective counsels and the Investigating Officer.
6. The petitioners have shown remorse for their conduct and they undertake not to repeat the same in future. Respondent No.2 states that she has entered into the aforesaid Settlement Agreement out of her own free will, volition and without any coercion. She further states that she has no objection if the present FIR and consequent proceedings are quashed.
7. Learned counsel for the petitioners submits that connected FIRs being FIR No.263/2019 registered under Sections 451/354/323/34 IPC at P.S. Okhla Industrial Area, New Delhi and FIR No.262/2019 registered under Sections 451/354/323/34 IPC at P.S. Okhla Industrial Area, New Delhi have also been quashed today.
8. The parties shall remain bound by the statements made in Court today.
9. In view of the above facts and since no useful purpose will be served in continuance of the present criminal proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby quashed, subject to payment of cost of Rs.5,000/- to be deposited by each petitioner with the Delhi State Legal Services Authority within a period of four weeks from today. The amount so deposited shall be utilized by the Delhi State Legal Services Authority for providing counselling/psychological support to POCSO victims requiring such assistance.
10. Proof evidencing receipt of deposit shall be filed with the Investigating Officer as well as in Court.



11. With the above directions, the petition is disposed of.
12. Let a copy of this order be communicated to the Member Secretary, Delhi State Legal Services Authority for information.
13. The Registry shall list the matter before this Court in case receipt of costs to be paid by the petitioners is not filed within the stipulated time period.

MANOJ KUMAR OHRI, J

FEBRUARY 23, 2024

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