

Nazim vs.the State (Govt of Nct of Delhi) & Ors

Nazim vs.the State (Govt of Nct of Delhi) & Ors

SooperKanoon Citation : sooperkanoon.com/1204672

Court : Delhi

Decided On : Mar-07-2017

Appellant : Nazim

Respondent : The State (Govt of Nct of Delhi) & Ors

Judgement :

\$~28 * IN THE HIGH COURT OF DELHI AT NEW DELHI DECIDED ON :
MARCH07 2017 + CRL.M.C. 760/2016 NAZIM

... Petitioner

Through : Mr.R.P.S.Bhati, Advocate. VERSUS THE STATE (GOVT OF NCT OF
DELHI) & ORS.....

... RESPONDENTS

Through : Ms.Meenakshi Dahiya, APP. CORAM: HON'BLE MR. JUSTICE
S.P.GARG S.P.GARG, J.

(ORAL) 1. Present petition under Section 482 Cr.P.C. has been preferred by the petitioner for quashing of FIR No.54/2010 under Sections 354/341/323 IPC registered at police Station Seelampur. It is stated that the matter has been settled with the respondents No.2 and 3 amicably.

2. I have heard the learned counsel for the petitioner and have summoned the Trial Court record. On perusal of the Trial Court record, it reveals that all the prosecution witnesses have since been examined. Statement of the petitioner

under Section 313 Cr.P.C. has been recorded. Arguments have been heard and the case is fixed for final disposal. No plausible explanation has been offered by the petitioner as to why the matter was not settled at the earlier stages. After the victims have examined Crl.M.C.760/2016 Page 1 of 2 themselves on oath and the matter is fixed for final disposal, it is not a fit case to quash proceedings under Section 482 Cr.P.C. on the basis of settlement. The petitioner must wait for the verdict of the trial court. The petition is dismissed. Trial Court record be sent back forthwith along with the copy of 3.

4. the order. MARCH07 2017 sa (S.P.GARG) JUDGE Crl.M.C.760/2016 Page 2 of 2

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com