

Pawan Kumar & Ors. Vs.the State & Anr

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Court : Delhi

Decided On : Sep-07-2017

Appellant : Pawan Kumar & Ors.

Respondent : The State & Anr

Advocate for Pet/Ap. : Mr. S.A. Rajput, Mr. Ashish Aggarwal, Mr. M.K. Perwej, Mr. Taimoor Ali

Judgement :

\$~19 & 20 * IN THE HIGH COURT OF DELHI AT NEW DELHI + W.P. (CRL.) 1607/2017 HARI NANDAN & ORS Through: Mr. S.A. Rajput, Advocate with petitioners in person.

... Petitioner
s versus THE STATE & ANR

... RESPONDENTS

Through: Mr. Ashish Aggarwal, ASC for the State with Piyush Singhal, Advocate with ASI Asmita, P.S. Najafgarh, Delhi Mr. M.K. Perwej for Mr. Taimoor Ali, Advocate for R-2 to R-5 along with respondents No.2 to 5 in person. Respondent No.6 in person. + W.P. (CRL.) 1610/2017 PAWAN KUMAR & ORS.

... Petitioner
s Through: Mr. M.K. Perwej, proxy for Mr. Taimoor Ali, Advocate with petitioners in person. versus THE STATE & ANR

... RESPONDENTS

Through: Mr. Ashish Aggarwal, ASC for the State with Piyush Singhal, Advocate with ASI Asmita, P.S. Najafgarh, Delhi Mr. S.A. Rajput, Advocate for respondents along with R-2 to R-5. CORAM: HON'BLE MR. JUSTICE VINOD GOEL W.P. (CRL). No.1607 /2017 & W.P. (CRL) 1610/2017 Page 1 of 3 %

ORDER

0709.2017 Status report has been filed. In Writ Petition (Crl.) No.1607/2017, respondents No.2 to 6 appear in person. They are being represented by their counsel. They are duly identified by IO ASI Asmita. In another Writ Petition, (Crl.) No.1610/2017 respondents No.2 to 5 appear in person. They are being represented by their counsel. They are duly identified by IO ASI Asmita. In writ petition, being W.P. (CRL.) No.1607/2017, the petitioners have invoked the writ jurisdiction of this court under Article

of the Constitution of India read with Section 482 of the Code of Criminal Procedure, 1973 (in short Cr.P.C.) for quashing of the FIR bearing No.236/2014, registered on 19.03.2014 against them, with Police Station Najafgarh, South West, Delhi under Sections 354/323/3

IPC on the complaint of respondent no.2 with regard to the incident dated 17.03.2014. In writ petition, W.P. (CRL.) No.1610 /2017, the petitioners seeks quashing of FIR No.232 /2014, registered on 18.03.2014 against them, with Police Station Najafgarh, South West, Delhi under Sections 308/3

IPC on the complaint of respondent no.3 with regard to the same incident dated 17.03.2014. It is submitted that on 17.03.2014 an altercation took place between both the parties, who are residing in the same locality. Cross FIRs 1.

2. 3.

4. 5.

6. W.P. (CRL). No.1607 /2017 & W.P. (CRL) 1610/2017 Page 2 of 3 7. were registered by both the parties against each other. Subsequently after the registration of the FIRs, both the parties have amicably resolved and settled their all disputes. They agreed that they shall not create any nuisance in future and live

peacefully. It is also agreed that neither party will claim anything against each other. In the circumstances the respondent No.2-Ms.Ritika complainant and respondents No.3 to 6 in W.P. (CRL.) No.1607 /2017 and respondent No.3-Arvind Prasad complainant and respondents No.2, 4 & 5 in W.P. (CRL.) No.1610 /2017 submit that they do not want to pursue their respective FIRs. They submit the said FIRs may be quashed. that 8. When both the parties have amicably resolved and settled their all disputes by way of compromise deed dated 19.05.2017, no fruitful purpose would be served in pursuing the said FIRs. In the circumstance, to maintain the peace and harmony in the society and to registered on secure ends of 19.03.2014 FIR No.232/2014, registered on 18.03.2014, under Sections 308/3 IPC with Police Station Najafgarh, South West, Delhi and proceedings arising out in both FIRs are hereby quashed. Both the petitions are disposed of accordingly. the FIR No.236 /2014, Sections 354/323/3 IPC and justice, under 9.

10. Dasti. SEPTEMBER07 2017 sandeep VINOD GOEL, J.

W.P. (CRL). No.1607 /2017 & W.P. (CRL) 1610/2017 Page 3 of 3

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