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

\+ W.P. (CRL) 2401/2023

VIVEK KUMAR ....PETITIONER

Through: Mr.Vishal Chauhan, Mr.Nikhil Kadha, Mr.Ramesh Pandey and Mr.Shivya Sharma, Advocates along with petitioner.

versus

STATE GNCTD AND ANR. ....RESPONDENTS

Through: Mr.Sanjeev Bhandhari, ASC (CRL.) for the State.
SI Richa Sharma, PS Cyber North.
Ms.Rashi Jain and Mr.Mihir Garg, Advocate for R-2 along with R-2 in person.

**CORAM:**
**HON'BLE MR. JUSTICE AMIT BANSAL**

**O R D E R**

**% 24.08.2023**

**CRL. M.A. 22573/2023 (Exemption)**

1. Allowed, subject to all just exceptions.

2. The application is disposed of.

**W.P. (CRL) 2401/2023**

3. By way of the present petition, the petitioner seeks quashing of FIR no. 76/2023 registered at police station Cyber North under Section 354D/ 384/509 of the Indian Penal Code, 1860 on the ground of settlement.

4. A dispute arose between the parties which resulted in filing of the FIR by the respondent no.2 against the petitioner.

5. The parties have settled all their disputes and claims against each other vide Compromise Deed dated 18th August, 2023, which is filed as



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Annexure P-3.

6. Issue notice.

7. Notice is accepted by the learned APP appearing on behalf of the State and the counsel appearing on behalf of the respondent no.2.

8. The respondent no. 2 is present in Court and has been identified by her counsel and by the Investigating Officer (IO). She informs the Court that she has settled the matter of her own free will and without any coercion. She further states that she does not wish to pursue the present FIR any further and has no objection if the present petition is allowed.

9. The petitioner is present in Court and has been identified by his counsel and the IO. He affirms the statement of the respondent no. 2 and undertakes to abide by the terms of settlement arrived at between the parties.

10. Considering the above settlement between the parties and the chances of conviction of the petitioner being remote and bleak, there is no use continuing with proceedings of the present FIR as it would be a misuse of the process of the Court and an unnecessary burden on the State exchequer. Hence, it would be in the interest of justice to quash the aforementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

11. Consequently, the FIR No. 76/2023 registered at PS Cyber Police Delhi and proceedings pursuant thereto are quashed.

12. The petition stands disposed of.

**AMIT BANSAL, J.**

**AUGUST 24, 2023/**rt



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