

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Petition(s) for Special Leave to Appeal (Crl) No(s).2900/2009

(From the judgement and order dated 16/01/2009 in
113/2009 of The HIGH COURT OF DELHI AT N. DELHI)

CRLMC No.

ARUN GOYAL

Petitioner(s)

VERSUS

STATE OF NCT OF DELHI & ANR.
(With appln(s) for stay)

Respondent(s)

WITH

SLP(Crl) NO. 4178-4179 of 2009
(With office report)

Date: 22/02/2010 These Petitions were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE C.K. PRASAD

For Petitioner(s) Mr.Gaurav Agrawal,Adv.

In SLPs.4178-79/07 Mr. Harshvir Pratap Sharma, Adv.
& rr. 2900/09 Mr. Vivek Bhati, Adv.
 Mr. K.S. Rana, Adv.

For Respondent(s) Mr. Naresh Kaushik, Adv.
 Mr. Vikas Bansal, Adv.
 Mr. Satya Siddiqui, Adv.
 Mrs Anil Katiyar ,Adv
 Mr. S.K. Mishra, Adv.

UPON hearing counsel the Court made the following
O R D E R

SLP(Crl.) No. 2900/2009

In terms of order dated 5th February, 2010, an
amount of Rs. 2 lakhs has been deposited by the
petitioner.

..2/-

:2 :

An affidavit has also been filed by respondent
No. 2, inter alia, stating that since the matter has
been compromised with the petitioner and for the
purposes of rehabilitation, she has decided that the
alleged offence of rape, giving rise to FIR No. 111 of
2007, registered at Police Station Aadarsh Nagar, be
treated as consented and may not be treated as an
offence punishable under Section 376 of the Indian
Penal Code. Deponent/respondent No. 2 is present in
Court and has been identified by her counsel. She
affirms the contents of the affidavit.

In the light of the said affidavit and having
regard to the peculiar facts and circumstances of the
case, when both the parties are now trying to
rehabilitate themselves, we feel that no useful purpose
would be served in keeping the said FIR alive.

Accordingly, without going into the merits of the FIR it is quashed. The amount deposited by the petitioner in this Court shall be disbursed to respondent No. 2 by means of a demand draft in her favour. The amount of Rs.4 lakhs stated to have been deposited in the High Court shall also be paid to the said respondent.

The special leave petition stands disposed of in the above terms.

SLP(Crl.) No. 4178-4179/2009

The special leave petitions are dismissed as not pressed.

[Charanjeet Kaur]
Court Master

[Pushap Lata Bhardwaj]
Court Master