

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 2105/2026  
(arising out of SLP (Crl.) No. 6321/2026)

PRINCE AGGARWAL & ORS.

Appellant(s)

VERSUS

THE STATE (GOVT. OF NCT OF DELHI) & ANR.

Respondent(s)

O R D E R

1. Leave granted.

2. The present appeal calls in question the correctness of the order dated 05.12.2025 passed by the High Court of Delhi at New Delhi in Writ Petition (Crl) No. 3122/2024. The appellants filed the Writ Petition for quashing an FIR No. 0103/2023 dated 10.04.2023 under Sections 186/353/34 IPC registered at Police Station Anand Vihar, Delhi.

3. The background of the case briefly is that there was a civil dispute between one Pradyumn Ahuja and the appellants herein. The said Pradyumn Ahuja filed a Civil Suit bearing No. 695/2019 for ejectment, recovery of possession and permanent injunction. In execution of the said ejectment decree, respondent no. 2-Hari Ram was appointed as bailiff to take vacant possession of the suit property. The allegation is that at the point of taking possession, there was a scuffle between the appellants and the bailiff Hari

Ram, resulting in a written complaint by Hari Ram.

4. We have perused the First Information Report. The allegations in the FIR are that the appellants at the time of eviction, entered into "Hatha Pae" (scuffle).

5. Much water has flown since the registration of the FIR. Our attention has been drawn to two settlement agreements. One between the first appellant herein and the plaintiff in the suit-Pradyumn Ahuja which had the following two clauses:

*"4. That the second party shall co-operate with the first party for quashing of FIR bearing No. 302/2023 PS Anand Vihar, Delhi U/s 420/463/464/468/471/120-B IPC dated 21.06.2022 by issuing NOC in favour of the first party and also make statement before Hon'ble High Court of Delhi in support of quashing of the aforesaid FIR.*

*5. That in case first party approaches Hon'ble High Court of Delhi for quashing of FIR bearing No. 103/2023 PS Anand Vihar u/s 186/353/34 IPC dated 10.04.2023 the second party though not a complainant in the aforesaid FIR but in case any co-operation require to the first party by way of NOC or verbal statement before the Hon'ble High Court of Delhi regarding execution of the present settlement agreement, the second party undertakes to co-operate the first party to the aforesaid extent.*

6. Pursuant to the settlement, we are told by learned counsel for the appellants that proceedings in FIR No. 302/2023 for the offences punishable under 420, 463, 464, 468, 471 and 120B IPC have been quashed.

7. The present dispute concerns FIR No. 103/2023 which is also part of the settlement. Though it is clearly recorded that the second party to that settlement was not the complainant, the second party was to offer full cooperation.

8. Independent to the above, there is also a settlement agreement dated 16.09.2024 between the appellant and the complainant Hari Ram

wherein it is recorded that the parties have amicably resolved and that the complainant will cooperate in every manner for bringing a closure to the proceedings in FIR 103/2023.

9. Not only this, when steps were taken for obtaining sanction under Section 195 CrPC for offence punishable under Section 186 IPC, the respondent no. 2-defacto complainant gave a statement before the District Judge-3, Shahdara which is to the following effect:

*"I am Court bailiff posted at Nazarat Branch, Karkardooma Courts, Shahdara District, Delhi. On 10.04.2023 I went to the property bearing No. H. No. 115, Priya Enclave, Delhi which belong to JD Nisha Aggarwal where I have handed over the possession of said property to the DH Pradumn Ahuja. During the proceedings, a large number of public gathered there and some police officials reached on the spot. The police officials ask me to write down the two lines and I wrote the same as requested by them. I never intended to lodge an FIR nor there have been any misbehaviour with me. There were few persons on the other side of the road who were shouting. However, I cannot say that they were persons of JD or the JD herself or some other persons. The entire proceedings / exeuction of warrants of possession were executed peacefully. I do not know how the FIR bearing No. 103/23 PS Anand Vihar was registered."*

10. Based on the statement, an order was passed on 29.07.2025 declining permission to file a complaint under Section 195 CrPC in view of the statement by the bailiff.

11. Mr. C.M. Grover, learned counsel for the appellants drawing attention to the above facts, submits that it will be an abuse of the process to continue with the prosecution, as the complainant has no grievance against the appellant.

12. We have heard Ms. Payal Dua who appears on behalf of respondent no.2-Hari Ram. She reiterates the contents of the

settlement arrived at between Hari Ram and the appellants and as well as the statement given to the Court as adverted to herein above.

13. We also heard Mr. K. Ravindra Kumar, learned Additional Solicitor General. He submits that since it is a complaint by a public servant, the normal principles of quashing by settlement may not apply. We brought to the notice to the learned ASG that it is not a proceeding under Section 186 IPC any more because sanction under Section 195 CrPC has been declined.

14. We have independently kept in mind the overall facts and circumstances.

15. We are of the opinion that it will be an abuse of process and wastage of valuable time of the court to let this proceeding linger on, we deem it fit to leave the question raised by Mr. K. Ravindra Kumar, learned ASG, open for adjudication in an appropriate case.

16. On the facts of this case, considering the vague nature of the averments in the FIR and independently due to the settlement arrived at between the appellants and respondent no. 2, as well as the statement of the appellants before the District Judge, Shahdara, we quash the proceedings arising out of FIR No. 0103/2023 dated 10.04.2023 under Sections 186/353/34 IPC registered at Police Station Anand Vihar, Delhi. We are told that the chargesheet has since been filed, though supply of copies have not been effected. The chargesheet also shall stand quashed.

17. The appeal is allowed in the above terms. The impugned order dated 05.12.2025 passed by the High Court of Delhi in W.P. (CrI)

No. 3122/2024 is set aside. The proceedings pending before Shri Anubhav Jain, JMFC, Shahdara, Karkardooma Courts arising out of FIR No. 0103/2023 dated 10.04.2023 under Sections 186/353/34 IPC registered at Police Station Anand Vihar Delhi, shall also stand quashed.

18. Pending applications, if any, shall stand disposed of.

..... J.  
(K.V. VISWANATHAN)

..... J.  
(NONGMEIKAPAM KOTISWAR SINGH)

New Delhi,  
23<sup>rd</sup> April, 2026

ITEM NO.30

COURT NO.16

SECTION II-D

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

SPECIAL LEAVE PETITION (Crl.) No. 6321/2026

PRINCE AGGARWAL &amp; ORS.

Appellant(s)

VERSUS

THE STATE (GOVT. OF NCT OF DELHI) &amp; ANR.

Respondent(s)

IA No. 107612/2026 - EXEMPTION FROM FILING O.T.

Date : 23-04-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE K.V. VISWANATHAN  
HON'BLE MR. JUSTICE NONGMEIKAPAM KOTISWAR SINGH

For Appellant(s) : Mr. C.M. Grover, Adv.  
Mr. Sonu Suryavanshi, Adv.  
Mr. Gagandeep Kulyana, Adv.  
Mr. Abhishek Sharma, Adv.  
Mr. Manu Bidhuri, Adv.  
Mr. Pankaj Balwan, Adv.  
Mr. Utkarsh, Adv.  
Mr. Anuj Singh, Adv.  
Mr. Gaurav Kumar, Adv.  
Mr. Shubham Goel, Adv.  
Ms. Archana Goel, Adv.  
Mr. Adil Khan, Adv.  
Mr. Tarun Bhati, AOR

For Respondent(s) : Mr. Kanakamedala Ravindra Kumar, ASG  
Mr. Devraj Bhattacharjee, Adv.  
Mr. Aditya Kumar, Adv.  
Mr. Sidhant Gupta, Adv.  
Mr. Praneet Pranav, Adv.  
Mr./Ms. Mrigna Shekhar, Adv.

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

1. Leave granted.
2. The appeal is allowed, in terms of the signed order.
3. Pending applications, if any, shall stand disposed of.

(KANCHAN CHOUHAN)  
SENIOR PERSONAL ASSISTANT

(MANOJ KUMAR)  
COURT MASTER (NSH)

**[Signed Order is placed on the file.]**