

R#ITEM NO.34 COURT NO.9 SECTION II  
S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl) No(s).7462/2010

(From the judgement and order dated 27/04/2010 in CRMWP  
No.6330/2010 of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

RAJENDER KUMAR SAINI Petitioner(s)

VERSUS

STATE OF U.P.& ORS. Respondent(s)

(With appln(s) for exemption from filing O.T., stay, permission,  
permission to file additional documents and office report)  
CRL.MP. NO.19009/2011 (APPLN. FOR BRINGING ON RECORD SETTLEMENT  
WITH COMPLAINT)

Date: 26/09/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.M. PANCHAL  
HON'BLE MR. JUSTICE H.L. GOKHALE

For Petitioner(s) Mr. P.I. Jose, Adv.  
Mr. Anupam Mishra, Adv.  
Mr. Birendera Mishra, Adv.

For Respondent(s) Mr. Jagjit Singh Chhabra, Adv.  
Mr. Sharat Kapoor, Adv.  
Mr. Jayash Gaurav, Adv.  
  
Mr. Subodh Markandeya, Sr. Adv.  
Mr. Rajeev K. Dubey, Adv.  
Mr. Kamendra Mishra, Adv

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

Leave granted.

The appeal stands disposed of in terms  
of the signed order.

(Neetu Sachdeva)  
Sr. P. A.

(Sneh Bala Mehra)  
Court Master

(signed order is placed on the file)

IN THE SUPREME COURT OF INDIA  
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO(s). 1858 OF 2011  
(@ SLP (Crl.) No.7462/2010)

RAJENDER KUMAR SAINI Appellant(s)

VERSUS

STATE OF U.P.& ORS. Respondent(s)

O R D E R

Leave granted.

The appeal by grant of special leave is directed

against the judgment dated 27.4.2010 rendered by the Division Bench of the High Court of Judicature at Allahabad in Crl. Misc. Writ Petition No.6330 of 2010 by which the prayer made by the appellant to quash FIR No.344 dated 24.3.2010 registered with Gautam Buddha Nagar Police Station, Noida Sector-20 for the alleged commission of offences under Sections 406, 420, 120-B, 34 and 506 IPC is rejected.

The petitioner has filed Crl. MP.No.19009/2011 requesting the Court to take on record Memorandum of Understanding/Settlement dated 16.7.2011 which is arrived at between the appellant and Mr. Nalin Khanna, who is original complainant i.e. respondent No.4. The compromise is admitted by the learned counsel for the complainant. Therefore, the prayer made in Crl.

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MP.No.19009/2011 is allowed.

In view of the contents of compromise dated 16.7.2011, the learned counsel for the appellant prays that the complaint filed by the respondent No.4 be quashed and the appeal be allowed.

The learned counsel for the complainant states that the complainant has no objection if the prayer made in the appeal is allowed. The learned counsel for the State Govt. has not taken any objection to the course suggested by the learned counsel for the appellant and learned counsel for the complainant.

In view of the compromise arrived at between the appellant and respondent No.4, the appeal is allowed. FIR No.344 dated 24.3.2010 registered with Gautam Buddha Nagar Police Station, Noida Sector-20 for the alleged commission of offences under Sections 406, 420, 120-B, 34 and 506 IPC is hereby quashed. The appeal accordingly stands disposed of.

.....J.  
(J.M. PANCHAL)

NEW DELHI  
SEPTEMBER 26, 2011

.....J.  
(H.L. GOKHALE)