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IN THE HIGH COURT OF DELHI AT NEW DELHI
CRL.M.C. 4917/2014

BANWARI LAL

..... Petitioner

Through Mr. Naveen Bansal, Adv.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through Mr. Ravi Nayak, APP for the State
SI Ramesh Kumar, PS Sultan Puri

CORAM:

HON'BLE MR. JUSTICE MANMOHAN SINGH

ORDER

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14.01.2015

CRL.M.A.16873/2014 (Exemption)

Exemption allowed, subject to just exceptions.

Application is disposed of.

CRL.M.C.4917/2014

The present petition has been filed by the petitioner under Section 482 Cr.P.C. for quashing of FIR No.297/2012, under Section 498-A/406/34 IPC, registered at P.S. Sultan Puri, Delhi on the complaint of respondent No.2.

Brief facts of the case are that the marriage between the petitioner and respondent No.2 was solemnized on 29th April, 2004. Due to temperamental differences they are living separately from each other since October, 2008. On the complaint of respondent No.2, the aforesaid FIR was registered against the petitioner on 22nd July, 2012.

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Respondent No.2 also filed a petition against the petitioner under the Domestic Violence Act. During the pendency of the proceedings, petitioner No.1 and respondent No.2 have settled their disputes amicably before the Mediation Centre, Rohini District Courts, Delhi by virtue of Settlement Agreement dated 19th February, 2013 which has been duly signed by the petitioner and respondent No.2. Copy of the same is placed on the record. One of terms of the settlement is that the petitioner shall pay Rs.1,60,000/- to the respondent No.2, in three instalments, towards full and final satisfaction of the complaint made by her with regard to the past, present and future maintenance, alimony and stridhan etc.

Petitioner and Respondent No.2 are present in Court and have been identified by the counsel for petitioner. Respondent No.2 has confirmed that she had received the entire amount from petitioner. She has confirmed that she does not want to proceed further against her husband i.e. the petitioner as the matter has been settled amicably between them. She has no objection if the prayer made in the petition is allowed.

In view of the settlement, the FIR No.297/2012, under Section 498-A/406/34 IPC, registered at P.S. Sultan Puri, Delhi and proceedings pursuant thereto are hereby quashed qua the petitioner.

The petition is accordingly disposed of.

MANMOHAN SINGH, J. /

JANUARY 14, 2015

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