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

+ CRL.M.C. 1590/2015

VEENA GUPTA

..... Petitioner

Through

Mr.Deepak Sahni, Adv. along with
petitioner in person.

versus

GOVT OF NCT OF DELHI & ANR

..... Respondents

Through

Mr.M.P.Singh, APP for the State.
Mr.Alok Kr. Pandey, Adv. for R-2
along with respondent No.2 in person.

+ CRL.M.C. 1591/2015

VIVEK GUPTA & ORS

..... Petitioners

Through

Mr.Deepak Sahni, Adv. along with
petitioners in person.

versus

GOVT OF NCT OF DELHI & ANR

..... Respondents

Through

Mr.M.P.Singh, APP for the State.
Mr.Alok Kr. Pandey, Adv. for R-2
along with respondent No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN SINGH

ORDER

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21.04.2015

Crl.M.A. No. 5820/2015 in Crl.M.C. No.1590/2015

Crl.M.A. No. 5821/2015 in Crl.M.C. No.1591/2015

Exemption allowed, subject to all just exceptions.

The application is disposed of.

2

Crl.M.C. No.1590/2015 & Crl.M.C. No.1591/2015

Petitioners and respondent No.2 are present in Court who have been identified by their respective counsel.

The above mentioned two petitions, being Crl.M.C. No.1590/2015 filed by the petitioner Veena Gupta, and being Crl.M.C. No.1591 filed by the petitioners namely Vivek Gupta, Veena Gupta, Pooja Aggarwal and Ashish Aggarwal, under Section 482 of the Code of Criminal Procedure seeking quashing of FIR No.24/2008 under Section 380 IPC and FIR No.125/2008 under Sections 498-A/406 IPC, Police Station Mukherjee Nagar, Delhi, and the proceedings arising therefrom respectively. The aforesaid FIRs are registered on the basis of complaint lodged by the complainant/ respondent No. 2, wife of Vivek Gupta herein.

The facts of the case are that marriage between the petitioner No.1 Vivek Gupta and respondent No. 2 was solemnized on 22nd February, 2004 according to Hindu rites and ceremonies. They are living separately since 14th May, 2007. As the disputes arose between them, respondent No. 2 lodged the aforesaid FIR against the petitioners.

It is stated that during the pendency of these proceedings, the parties have settled their disputes before the Delhi Mediation Centre on 6th August, 2014 which was recorded in CS No.277/11. The terms and conditions of the settlement are mentioned in the Settlement Agreement dated 6th August, 2014. Copy of the same is placed on record. Parties shall be bound by the terms and conditions of the same.

The complainant/respondent No. 2, who is present in the court, affirms that the matter has been settled with her own consent and now she

has no grievance left against the petitioners and she wishes to withdraw the complaints filed by her against the petitioners. Counsel for the State has no objection to the same.

As per settlement, the petitioner No.1 Vivek Gupta has paid remaining amount of Rs.10,00,000/- by way of Demand Draft bearing No.138646, dated 20th April, 2015 drawn on Union Bank, to the respondent No.2.

In view of the averments made in the petition, I am of the opinion that no useful purpose would be served in continuing the proceedings arising out of the above said FIR. Accordingly, the proceedings arisen from the FIR No.24/2008 under Section 380 IPC and FIR No.125/2008 under Sections 498-A/406 IPC, Police Station Mukherjee Nagar, Delhi, are hereby quashed.

The petitions stand disposed of. Dasti.


MANMOHAN SINGH, J.

APRIL 21, 2015/jk