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

+ **CRL.M.C. 3703/2016**

KIRANPAL & ORS

..... Petitioners

Represented by: Mr. Amir Yadav, Advocate
with petitioners in person.

versus

STATE (GOVT OF NCT OF DELHI) & ANR Respondents

Represented by: Ms. Rajni Gupta, APP for the
State with ASI Ranvir Singh,
CAW Cell, Nanakpura.
Mr. R.K. Singh, Advocate for
respondent No.2 with
respondent No.2 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

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03.10.2016

By the present petition the petitioners seek quashing of FIR No. 122/2015 under Sections 498A/406/34 IPC registered at PS CAW Cell, Nanak Pura, Delhi on the complaint of Respondent No.2 and the proceedings pursuant thereto on the ground that the parties have settled the matter.

Learned APP for the State submits that in the above noted FIR the five petitioners are the only accused persons and the respondent No.2 is the only complainant/victim in the abovementioned FIR.

The complainant/Respondent No. 2 Ms. Premlata who is present in Court and is identified by the learned counsel and the Investigating Officer

CRL.M.C. 3703/2016

Page 1 of 3

states that the Petitioners and Respondent No.2/Complainant have settled the matter. In terms of the settlement marriage between the Petitioner No. 1 and Respondent No. 2/complainant has been dissolved by a decree of divorce by mutual consent. As full and final settlement of all the claims, that is, maintenance, streedhan and alimony etc. of the Respondent No. 2, the Petitioner No. 1 has to pay a sum of ₹2.10 lakhs out of which ₹1.50 lakhs have already been received by her and the balance amount of ₹60 thousand has been received by her today in Court by Demand Draft No.421449 dated 5th September, 2016 drawn on Punjab & Sind Bank. Respondent No. 2 states that she has no claim against the petitioners now. She states that in terms of the settlement and does not want to pursue the abovementioned FIR and the proceedings pursuant thereto.

Petitioners who are present in Court and are identified by the learned counsel affirm the statement of respondent No.2 and state that they would abide by the terms of the Settlement.

In view of the fact that the parties have amicably resolved their differences of their own free will, volition and without any coercion and no useful purpose will be served in continuance of the proceedings, rather the same would create further acrimony between them, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

Consequently, FIR No. 122/2015 under Sections 498A/406/34 IPC registered at PS CAW Cell, Nanak Pura, Delhi and proceedings pursuant thereto are hereby quashed.

Parties have signed this order sheet in acknowledgment of their statements made before this Court.

The petition is disposed of. Order dasti.

MUKTA GUPTA, J.

OCTOBER 03, 2016

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