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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 902/2017
SANJEEV & ANR

..... Petitioners

Through: Ms.Manju Datt, Advocate with the
petitioners in person.

versus

STATE & ANR.

..... Respondents

Through: Ms.Kusum Dhalla, APP for State.
Mr.Meenesh Dubey, Advocate for R2
with R2/complainant in person.

CORAM:

HON'BLE MR. JUSTICE I.S.MEHTA

ORDER

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27.03.2017

This is a petition under Article 227 of the Constitution read with Section 482 Cr.P.C. for quashing of FIR No.235/2013, under Sections 498-A/406/34 IPC, registered at Police Station Fatehpur Beri, New Delhi and all the proceedings emanating therefrom.

Learned counsel for the petitioners submits that the petitioner No.1 Sanjeev got married with respondent No.2, Ms.Sharmila Singh on 18.07.2008 according to Hindu rites and customs at Himachal Pradesh. He further submits that after the marriage due to temperamental differences, a misunderstanding has arisen between them, which resulted into registration of the aforesaid FIR. Counsel further submits that after the registration of the FIR, the near relatives and friends intervened and the dispute has been amicably settled between the parties and the said settlement has been acted

between the parties and all due amounts agreed between the parties have been paid by the petitioners to the respondent No.2 and nothing remains to be due and payable to her and the marriage between the petitioner No.1 and the respondent No.2 has already been dissolved vide judgment and decree dated 30.11.2016 passed by the Principal Judge, Family Courts, Saket, New Delhi and nothing further remains to be adjudicated between the parties. However, the present FIR is coming as hurdle in the personal life of the petitioners and prays that the FIR in question and all proceedings arising therefrom may be quashed.

The respondent No.2/complainant, Ms.Sharmila Singh is present in Court today and is represented by her counsel Mr.Meenesh Dubey, Advocate. The respondent No.2/complainant present in person admits that the dispute has been amicably settled with the petitioners voluntarily and without any force, pressure or coercion and the same has been acted upon between the parties and as per the terms of settlement, she has already received all due amounts from the petitioners and nothing remains to be received by her from the petitioners and her marriage with the petitioner No.1 has already been dissolved vide judgment and decree dated 30.11.2016 passed by the Principal Judge, Family Courts, Saket, New Delhi and she has no objection if the aforesaid FIR is quashed.

Keeping in view the facts and circumstances of the case and the fact that the matter has been amicably settled between the parties and the same has been acted upon between the parties and also that the marriage between the petitioner No. 1 and respondent No.2, has already been dissolved by mutual consent by a decree of divorce dated 30.11.2016 passed by the Principal Judge, Family Courts, Saket, New Delhi, to have peace in the life

of the parties and to meet the ends of justice, I deem it appropriate to quash the FIR in question and all subsequent proceedings arising therefrom.

Consequently, the FIR No.235/2013, under Sections 498-A/406/34 IPC, registered at Police Station Fatehpur Beri, New Delhi and all the proceedings emanating therefrom are hereby quashed.

The present petition is allowed and disposed of accordingly.

Copy of this order be given *dasti*.

I.S.MEHTA, J

MARCH 27, 2017

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