

33# \$~

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

+ **CRL.M.C. 1114/2017**

SURESH MEHTA & ORS.

..... Petitioners

Represented by: Mr. Brijesh Sharma and Mr.
Jaskaran Singh, Advocates with
petitioners in person.

versus

STATE & ANR.

..... Respondents

Represented by: Mr. Hirein Sharma, APP for
the State with SI Darpan Singh,
PS New Friends Colony.
Respondent No.2 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

%

20.03.2017

Crl. M.A. No. 4609/2017 (Exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 1114/2017

By the present petition the petitioners seek quashing of FIR No. 217/2011 under Sections 498A/406/506/325/34 IPC registered at PS New Friends Colony, 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 on instructions submits that in the above noted FIR the six petitioners are the only accused and the respondent No.2 the complainant/victim.

CRL.M.C. 1114/2017

Page 1 of 3

The complainant/Respondent No. 2 Ms. Rakhi Mehta @ Rakhee Sharma, who is present in Court and is identified by the Investigating Officer states that she has settled the matter with the petitioners during the counselling session before the Principal Judge, Family Courts, South East District, Saket Courts on 26th February, 2016, copy whereof is annexed at pages 86-87 of the paper-book. 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 ₹4 lakhs to the respondent No.2 out of which she has already received a sum of ₹ 2.50 lakhs and the balance amount of ₹1.50 lakhs has been paid to her today in Court vide Demand Draft Nos. 211480, 211481, 211488 and 211489 dated 4th March, 2017 and 7th March, 2017 respectively drawn on Central Bank of India. Respondent No.2 states that now she has no claim whatsoever remaining against the petitioners. She states that she does not want to pursue the abovementioned FIR and the proceedings pursuant thereto.

Petitioners who are present in Court and are identified by learned counsel affirm the statement of respondent No.2 and state that they will 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. 217/2011 under Sections 498A/406/506/325/34 IPC registered at PS New Friends Colony, 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.

MARCH 20, 2017

‘vn’