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

+ **CRL.M.C. 1218/2017**

CHANDER BHAT & ORS.

..... Petitioners

Represented by: Mr. Vikesh Sharma and Ms.
Shubhra Parashar, Advocates
with petitioners in person.

versus

STATE & ANR.

..... Respondents

Represented by: Ms. Meenakshi Chauhan, APP
for the State with ASI Babu
Lal, PS Dabri.
Mr. B.N. Sharma, Advocate for
respondent No.2 with
respondent No.2 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

24.03.2017

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Crl. M.A. No. 5012/2017 (Exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 1218/2017

By the present petition the petitioners seek quashing of FIR No. 90/2013 under Sections 498A/406/34 IPC registered at PS Dabri, 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 three petitioners are the only accused and the respondent No.2 the complainant/victim.

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The complainant/Respondent No. 2 Ms. Aarti Grover, who is present in Court and is identified by the learned counsel and the Investigating Officer states that she has settled the matter with the petitioners. 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 ₹3.25 lakhs to the respondent No.2 out of which she has already received a sum of ₹2.25 lakhs and the balance amount of ₹1 lakhs has been paid to her today in Court vide Demand Draft No. 597625 dated 21st March, 2017 drawn on Corporation Bank, Janakpuri, Delhi. Respondent No.2 states that now she has no claim whatsoever remaining against the petitioners. She also states 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 arrived at between the parties.

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. 90/2013 under Sections 498A/406/34 IPC registered at PS Dabri, 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 24, 2017
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