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

+ W.P.(CRL) 1586/2017 & Crl.M.A. 8848/2017 (stay)

SATNAM SINGH & ORS Petitioners
Through: Mr.Manoj Kumar Sharma,
Advocate along with petitioners in person.

versus

STATE OF NCT OF DELHI & ANR Respondents
Through: Mr.Sanjay Lao, ASC for State
with SI Jyoti, PS Rajouri Garden, Delhi.
Respondent no. 2 in person along with her
father.

CORAM:

HON'BLE MR. JUSTICE VINOD GOEL

ORDER

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06.09.2017

1. Status report has been filed.
2. Respondent No.2 is present along with her father. She is duly identified by the IO SI Jyoti.
3. The petitioners have invoked the writ jurisdiction of this court under Article 226 of the Constitution of India read with Section 482 of Code of Criminal Procedure, 1973 (in short 'Cr.P.C.') for quashing of the FIR bearing No. 1284/2015, registered against them on 01.09.2015 with Police Station Rajouri Garden, Delhi under Sections 498A/406/34 IPC on the complaint of respondent No.2.
4. Petitioner No. 2 is the mother petitioner no.1 and petitioner no.3

is the brother of petitioner no.1.

5. The marriage of the petitioner No.1 with the respondent no. 2 was solemnized on 20.10.2013 as per Hindu rites and ceremonies at Jhansi.
6. After solemnization of marriage, the couple started living at the matrimonial home. Due to some temperamental differences between the petitioner No.1 and the respondent no.2, they could not reconcile with each other. Resultantly, the respondent no.2 left the matrimonial home on 09.08.2014 and started living with her parents.
7. Respondent No.2 also filed a petition for maintenance u/s 125 of Cr.P.C against the petitioner No.1 in the court of learned Principal Judge, Family Courts, Delhi. She preferred a petition under Section 12 of The Protection of Women from Domestic Violence Act, 2005 (hereinafter referred to as the 'DV Act') against the petitioners in the court of learned MM, Mahila Court, West District, Tis Hazari Courts, Delhi. She lodged a complaint which culminated into the said FIR.
8. Subsequently, the parties had amicably settled and resolved all their disputes on the intervention of family friends, nears and dears. Pursuant to this settlement, the respondent no. 2 and the petitioner no. 1 started residing together w.e.f. 01.10.2015. Thereafter, out of this wedlock, one male child namely Master Gurdev Singh was born on 28.08.2016.
9. The respondent No.2 states that she had voluntarily resolved all disputes with the petitioners without any coercion or force.

10. Pursuant to this settlement, the respondent no. 2 submits that she had withdrawn both her petitions filed under Section 12 of D.V. Act on 22.12.2015 and 125 of Cr.PC on 12.02.2016 from the concerned courts.
11. Petitioner no. 1 and the respondent no.2 submit that since 01.10.2015 they have been residing peacefully and now they do not have any dispute or difference and problem with each other. Respondent no. 2 submits that she does not want to pursue the said FIR. She submits that the said FIR may be quashed.
12. Learned ASC through the IO submits that the charge sheet has so far not been filed.
13. Both the parties submit that now nothing is due and recoverable by them against each other. The matter had been amicably settled between the parties and no fruitful purpose would be served in further pursuing the said FIR. Hence, to secure ends of justice, the FIR bearing No. 1284/2015, registered on 01.09.2015 with Police Station Rajouri Garden, Delhi under Sections 498A/406/34 IPC and proceedings arising out of the said FIR are hereby quashed.
14. The petition and pending application are disposed of accordingly.
15. *DASTI.*

VINOD GOEL, J.

SEPTEMBER 06, 2017

"shailendra"