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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CRL.M.C. 4201/2017
VIKASH SHAH & ANR

..... Petitioners

Through: Mr.Sunil Kumar, Advocate with the
petitioners in person.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through: Mr.Raghuvinder Varma, APP for
State with SI Dinesh Kumar, P.S.
Connaught Place, New Delhi.
Ms.Vaishali Dixit, Advocate for R2
with R2/complainant in person.

CORAM:
HON'BLE MR. JUSTICE I.S.MEHTA

ORDER
16.10.2017

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This is a petition under Section 482 Cr.P.C. moved by the petitioners for quashing of FIR No.0086/2016, under Sections 498-A/406 IPC, registered at P.S. Connaught Place, New Delhi, and all the subsequent proceedings emanating therefrom.

Learned counsel for the petitioners submits that the marriage between the petitioner No.1 Vikas Shah and the respondent No.2/complainant Smt. Meenakshi @ Kritika was solemnized on 29.11.2013 as per Hindu rites and ceremonies at Delhi. Counsel further submits that after the marriage, a misunderstanding has arisen between the parties, which resulted into registration of the aforesaid FIR against the petitioners. He further submits

that after registration of the FIR, the near relatives and close friends intervened and the matter has been amicably settled between the parties and the same has been reduced in writing before the Mediation Centre, Patiala House Courts, New Delhi on 17.03.2016 and the same has been acted upon between the parties voluntarily and without any force, pressure or coercion and the settled amount has been paid to her by the petitioners and the last instalment amounting to Rs.1,50,000/- has also been paid to her vide demand draft bearing No.092947 dated 25.08.2017 and nothing further remains to be paid to her. Counsel further submits that the marriage between the petitioner No.1 and respondent No.2 has already been dissolved vide judgment and decree dated 25.07.2017 passed by the Principal Judge, Family Court, Patiala House Courts, New Delhi in HMA No.621/17 and nothing remains to be adjudicated upon further, 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 is present in Court today and has been identified by the Investigating Officer, SI Dinesh Kumar, P.S. Connaught Place, New Delhi. The respondent No.2/complainant, present in person, admits the settlement reached between the parties before the Mediation Centre, Patiala House Courts, New Delhi on 17.03.2016 and dissolution of her marriage with the petitioner No.1 vide judgment and decree dated 25.07.2017 passed by the Principal Judge, Family Court, Patiala House Courts, New Delhi in HMA No.621/17 and receiving of the settled amount including the last instalment amounting to Rs.1,50,000/- vide demand draft bearing No.092947 dated 25.08.2017 and she has no objection, if the FIR in question 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 settled amount has been received by the respondent No.2/complainant and the marriage between the petitioner No.1 and the respondent No.2 has already been dissolved vide judgment and decree dated 25.07.2017 passed by the Principal Judge, Family Court, Patiala House Courts, New Delhi in HMA No.621/17 and nothing further remains to be adjudicated between them, to have peace in the life of both the parties and to meet the ends of justice, I deem it appropriate to quash the FIR and all proceedings arising out of the same.

Consequently, the FIR No.0086/2016, under Sections 498-A/406 IPC, registered at P.S. Connaught Place, New Delhi, and all the subsequent proceedings emanating therefrom are hereby quashed. Parties shall be bound by the settlement dated 17.03.2016

The present petition is allowed and disposed of accordingly.

Copy of this order be given *dasti*, as prayed.

I.S.MEHTA, J

OCTOBER 16, 2017

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