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

+ **W.P.(CRL) 211/2018**

ROHIT CHOPRA & ORS

..... Petitioner

Represented by: **Mr. Ritesh Oberoi, Advocate.**

versus

THE STAE & ANR

..... Respondents

Represented by: **Mr. Rahul Mehra, Standing Counsel with Mr. Anuj Jain and Mr. Jamal Akhtar, Advocates with SI Sunil Chand, SI Suresh Ahlawat, PS Moti Nagar. Ms. Sakshi Bhayana, Advocate for respondent No. 2.**

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER
12.04.2018

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By the present petition the petitioners seek quashing of FIR No. 544/2016 under Sections 498A/406/34 IPC registered at PS Moti Nagar, Delhi on the complaint of Respondent No.2 and the proceedings pursuant thereto on the ground that the parties have settled the matter.

Learned Standing Counsel for the State on instructions submits that in the above noted FIR the five petitioners are the only accused and the respondent No.2 is the only complainant/ victim.

Respondent No. 2 who is present in Court and is identified by the learned counsel and Investigating Officer states that she has settled the
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matter with the petitioners terms whereof are recorded in their statements for the divorce by mutual consent. 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 her claims, that is, maintenance, streedhan and alimony etc. Petitioner No.1 has to pay a sum of ₹12 lakhs to respondent No.2 out of which she has already received a sum of ₹8 lakhs and the balance amount of ₹4 lakhs has been received by her today in Court vide Demand Draft Nos. 009469 and 009470 drawn on HDFC Bank. She further states that she has now no claim whatsoever remaining against the petitioners. In terms of the settlement she does not want to pursue the abovementioned FIR and the proceedings pursuant thereto.

Petitioners who are present in Court and are identified by the learned counsel affirm the statement of respondent No.2 and undertake to abide by the terms of 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. 544/2016 under Sections 498A/406/34 IPC registered at PS Moti Nagar, Delhi and proceedings pursuant thereto are hereby quashed.

Parties have signed this order sheet in acknowledgment of their statements made before this Court.

Petition is disposed of. Order dasti.

MUKTA GUPTA, J.

APRIL 12, 2018
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