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

+ **CRL.M.C. 1004/2018**

ARUN VASUDEVA & ORS

..... Petitioners

Through: Mr. Jatin Rajput and Mr. Sandeep
Kumar, Advs.

versus

THE STATE GOVT OF NCT OF DELHI & ANR..... Respondents

Through: Mr. Arun Kr. Sharma, Addl. PP for
the State with SI Prem Pal Singh

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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26.02.2018

Crl. M.A. No. 3644/2018 (Exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 1004/2018

1. The petitioners seek quashing of FIR No. 15 of 2012 under Sections 498A/406/34 of the IPC Police Station Bhajan Pura, Delhi, based on a settlement. It is contended that the FIR was lodged consequent to a matrimonial discord.

2. Learned counsels for the parties submit that the parties have settled their disputes and have amicably dissolved their marriage by mutual consent and decree of divorce dated 08.12.2016 has been passed. A total sum of Rs. 7 lakhs has been agreed to be paid to respondent no. 2. A sum of Rs. 5 lakhs has already been paid and the balance sum of Rs. 2,00,000/- has been paid to respondent no. 2 by way of Demand Draft No. 584082 dated 19.12.2017 issued by Syndicate Bank today in the Court.

3. Respondent no. 2 is present in court in person, represented by her counsel and is identified by the Investigating Officer. She submits that she has settled the dispute with the petitioner and is agreeable to the settlement and does not wish to press criminal charges against the petitioners any further. It is further submitted on behalf of the parties that parties had entered into the settlement before the Delhi Mediation Centre, Karkardooma Courts, Delhi on 15.12.2016.

4. In view of the fact that the disputes between the petitioners and respondent no. 2 emanate out of a matrimonial discord and have been settled, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor. It would be expedient to quash the subject FIR and the consequent proceedings emanating there from.

5. In view of the above, the petition is allowed. FIR No. 15 of 2012 under Sections 498A/406/34 of the IPC Police Station Bhajan Pura, Delhi and the consequent proceedings there from are, accordingly quashed.

6. Order Dasti under signatures of the Court Master.

SANJEEV SACHDEVA, J

FEBRUARY 26, 2018
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