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

+ **CRL.M.C. 3006/2018**

SHRI SHANTANU GANGAHAR & ORS Petitioners
Through **Mr. Manoj Malik, Advocate.**

versus

THE STATE & ANR Respondents
Through **Mr. Arun Kumar Sharma, APP for the**
State.
Mr. Devesh Pali, Advocate for R-2

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **29.05.2018**

Crl.M.A.10594/2018 (exemption)

Exemption is allowed subject to all just exceptions.

CRL.M.C. 3006/2018

1. The petitioners seek quashing of FIR No.892/2015 under Sections 498A/406/34 IPC, Police Station Amar Colony.
2. The subject FIR emanates out of matrimonial discord. Petitioner No.1 is the husband of respondent No.2. Petitioner Nos.2 and 3 are the father-in-law and mother-in-law of the respondent No.2.
3. Learned counsel for the petitioners submits that the parties have settled their disputes and a Memorandum of Understanding dated 06.02.2018 has been executed between the parties. The parties have already been divorced by way of a decree of divorce by mutual consent, passed on 05.05.2018.

4. The respondent No.2 was to be paid a total sum of Rs.12,00,000/- in full and final settlement of all her claims. The same has already been paid.

5. The respondent No.2 is present in person and represented by counsel. She submits that she has settled her disputes with the petitioners and does not wish to press charges against the petitioners and prosecute the complaint any further.

6. In view of the fact that the proceedings emanate out of a matrimonial discord and the parties have fully and finally settled their disputes and the respondent No.2 has stated that she does not wish to press the complaint any further and the fact that the parties have already been divorced by way of a decree of divorce by mutual consent, passed on 05.05.2018, 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.

7. In view of the above, the petitioner is allowed. FIR No.892/2015 under Sections 498A/406/34 IPC, Police Station Amar Colony and the consequent proceedings emanating there from are quashed.

8. Order *Dasti* under the signatures of the Court Master.

SANJEEV SACHDEVA, J

MAY 29, 2018/st