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

+ **CRL.M.C. 3170/2018**

LALIT KUMAR & ORS

..... Petitioners

Through : Ms Mallika Parmar, Advocate.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through : Mr G.M.Farooqui, APP.

ASi Rakesh Kumar, PS Mangolpuri.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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01.06.2018

Crl. M.A. 11114/2018(exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 3170/2018

1. Petitioners seek quashing of FIR No.822/2014, under Sections 406/498A IPC & Sections 3 & 4 of the Dowry Prohibition Act, Police Station Mangolpuri, based on a Settlement.

2. Subject FIR emanates out of a matrimonial discord. Petitioner No.1 is the husband of respondent No.2. Petitioner Nos.2 & 3 are parents of petitioner No.1. Petitioner No.4 is the relation of petitioner No.1.

3. Petitioner Nos.2 to 4 are represented through petitioner No.1 and have executed Special Power of Attorneys for the purposes of the

present petition.

4. Petitioner No.1 is present in Court in person representing himself as well as petitioner Nos.2 to 4.

5. Parties have settled their dispute. Compromise Deed dated 10.07.2017 has been executed between the parties before the Counselling Cell, Principal Judge, Family Courts (North West), Rohini, Delhi.

6. By way of settlement, a total sum of Rs.2,60,000/- was agreed to be paid to respondent No.2 towards full and final settlement of all her claims. A sum of Rs.1,60,000/- has already been paid and balance amount of Rs.1,00,000/- has been paid by way of Demand Draft bearing No.459183 dated 01.06.2018 issued by the Karnataka Bank Limited, which is accepted in the Court today.

7. Respondent No.2 is present in Court in person and is identified by the Investigating Officer. She confirms that the settlement has taken place and further submits that the marriage between the parties has been dissolved by way of decree of divorce by mutual consent on 21.03.2018. She also submits that she does not wish to press her complaint any further.

8. In view of the above and keeping in view of the fact that the FIR emanates from matrimonial discord and the parties have resolved their dispute and Compromise Deed dated 10.07.2017 has been executed between the parties before the Counselling Cell, Principal

Judge, Family Courts (North West), Rohini, Delhi and further respondent No. 2 does not wish to press her complaint, 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 therefrom.

9. Accordingly, FIR No.822/2014, under Sections 406/498A IPC & Sections 3 & 4 of the Dowry Prohibition Act, Police Station Mangolpuri and the consequent proceedings emanating therefrom are hereby quashed.

10. Order Dasti under signatures of Court Master.

SANJEEV SACHDEVA, J

JUNE 01, 2018

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