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

+ W.P.(CRL) 1897/2018

PAWAN CHAUHAN & ORS

..... Petitioners

Represented by: Mr.Anil Sharma and Mr.Aman
Bhardwaj, Advocates

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Represented by: Ms.Nandita Rao, ASC for the State
with ASI Radhey Shyam, PS Karawal
Nagar
Moh.Shariq, Advocate for R-2

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

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02.07.2018

CrI.M.A.No.11711/2018

Allowed subject to just exceptions.

W.P.(CrI.) No.1897/2018

1. By the present petition, the petitioners seek quashing of FIR No.156/2017 under Sections 498A/406/34 IPC and Section 4 of the Dowry Prohibition Act registered at PS Karawal Nagar on the complaint of respondent No.2 and the proceedings pursuant thereto on the ground that the parties have settled the matter.

2. Learned Additional Standing Counsel for the State on instructions submits that in the above noted FIR the seven petitioners are the only

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accused and respondent No.2 is the only complainant/victim.

3. Respondent No.2 who is present in Court and is identified by the learned counsel and Investigating Officer states that she has settled the matter with the petitioners vide settlement arrived at between the parties on 11th January, 2018 in Crl.A.No.79/2017 before the learned Additional Sessions Judge copy whereof is annexed as Annexure P-3 to the present petition. 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 the claims, that is, maintenance, streedhan and alimony etc. of the respondent No. 2, the petitioner No.1 has to pay a sum of ₹9 lakhs to respondent No.2 out of which she has already received a sum of ₹6 lakhs and the balance amount of ₹3 lakhs has been received by her today in Court vide demand draft No.059470 drawn on Bank of Baroda. Further as per the settlement, respondent No.2 has also received her jewellery articles. She further states that she has 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. She undertakes to abide by the terms of settlement.

4. 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.

5. 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.

6. Consequently, FIR No.156/2017 under Sections 498A/406/34 IPC and Section 4 of the Dowry Prohibition Act registered at PS Karawal Nagar and proceedings pursuant thereto are hereby quashed.

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

8. Petition is disposed of. Order dasti.

MUKTA GUPTA, J.

JULY 02, 2018

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