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

\+ W.P.(CRL) 2188/2018

RAVI PRAKASH KANOJIA AND ORS ..... Petitioners

Represented by: Mr.Ajay Kumar Pipaniya, Mr.Paras Punyani, Mr.Rohit Arora and Mr.Deepak Joshi, Advocates

versus

STATE & ANR ..... Respondents

Represented by: Mr.Rajesh Mahajan, ASC for the State with Ms.Jyoti Babbar, Advocate and SI Amit Sharma,PS Karol Bagh Mr.Kishore Kumar, Advocate for R-2 with R-2 in person

CORAM:
HON'BLE MS. JUSTICE MUKTA GUPTA

O R D E R

% 24.07.2018

Crl.M.A.No.28358/2018

Allowed subject to just exceptions.

W.P.(Crl.) No.2188/2018

1. By this petition, the petitioners seek quashing of FIR No.775/2015 under Sections 498A/406/34 IPC registered at PS Karol Bagh, Delhi 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 four petitioners are the only accused

and the 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 before the Delhi Mediation Centre, Tis Hazari Courts on 5th July, 2016. 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 ₹5.81 lakhs to respondent No.2 out of which she has already received a sum of ₹4 lakhs and the balance amount of ₹1.81 lakhs has been received by her today in Court vide Demand Draft No.156715 drawn on Punjab National Bank. 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.775/2015 under Sections 498A/406/34 IPC registered at PS Karol Bagh, Delhi 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.

Crl.M.A.No.28359/2018

Dismissed as infructuous.

MUKTA GUPTA, J.

JULY 24, 2018
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