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

% Judgment delivered on: 01.08.2018
+ CRL.M.C. 3825/2018

PARVEEN KUMAR & ANR Petitioners

versus

STATE OF NCT OF DELHI & ORS Respondents

+ CRL.M.C. 3828/2018

PARVEEN KUMAR Petitioner

versus

THE STATE OF NCT OF DELHI & ORS Respondents

Advocates who appeared in this case:

For the Petitioner : Mr. Arun Sheoran and Mr. Anil Tomar, Advs.

For the Respondents: Ms. Neelam Sharma, Addl. PP for
the State with SI Ashwani, PS Jyoti Nagar (Crl.
M.C.3825/2018)
Mr. Kamal Kr. Ghai, Addl. PP for the State
with SI Ashwani, PS Jyoti Nagar (Crl.
M.C.3828/2018)
Mr. Sushil Kumar, Adv. for R-2

CORAM:-

HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT

01.08.2018

SANJEEV SACHDEVA, J. (ORAL)

Crl. M.A. 29058/2018 (Exemption) in Crl. M.C.3828/2018 & Crl. M.A. 29050/2018 (Exemption) in Crl. M.C.3825/2018)

Allowed, subject to all just exceptions.

CRL.M.C. 3825/2018 & CRL.M.C. 3828/2018

1. The petitioners, in Crl.M.C.3825/2018, seek quashing of FIR No.302 of 2012 under Sections 498A/406/34 of the IPC and Section 4 of Dowry Prohibition Act, Police Station Jyoti Nagar, New Delhi and the petitioner, in Crl. M.C.3828/2018, seeks quashing of FIR No.235 of 2012 under Sections 354/323/34 IPC, Police Station Jyoti Nagar, based on a settlement arrived at before the Delhi Mediation Centre, Karkardooma Courts, Delhi on 05.11.2014.

2. It is contended that the FIRs were lodged consequent to a matrimonial discord. It is submitted that respondent No.2 and the brother of petitioner No.1 were husband and wife and have already taken divorced by mutual consent. The FIR qua the other family members have already been quashed by order dated 22.01.2016 of this court.

3. Respondent no. 2 who is present in court in person represented by counsel and is identified by the Investigating Officer. She confirms that she has settled the matter with the petitioners and does not wish to press the criminal charges against the petitioners any further.

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 FIRs and the consequent proceedings emanating therefrom.

5. In view of the above, both the petitions are allowed. FIR No. 302 of 2012 under Sections 498A/406/34 of the IPC and Section 4 of Dowry Prohibition Act, Police Station Jyoti Nagar and FIR No. 235 of 2012 under Sections 354/323/34 IPC, Police Station Jyoti Nagar and the consequent proceedings emanating there from are, accordingly quashed.

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

AUGUST 01, 2018
ns

SANJEEV SACHDEVA, J