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

+ **W.P.(CRL) 2891/2018**

MANDEEP SINGH & ORS.

..... Petitioner

Represented by: Mr. Siddharth Chaturvedi,
Advocate.

versus

**THE STATE (GOVT. OF N.C.T. OF DELHI)
& ANR.**

..... Respondent

Represented by: Ms. Kamna Vohra, ASC with
SI Sanya Rai Singh, PS CWC,
Nanak Pura.
Mr. Sukhmeet Singh Lamba
and Mr. Kartik Bhatia,
Advocate for R-2.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER
24.09.2018

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Crl.M.A. No. 32798/2018 (Exemption)

Allowed, subject to all just exceptions.

W.P.(CRL) 2891/2018

1. By this petition, the petitioners seek quashing of FIR No. 11/2017 under Sections 498A/406/34 IPC registered at PS CWC, Nanak Pura, 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 five petitioners are the only accused and the respondent No.2 is the only complainant/victim.

W.P.(CRL) 2891/2018

page 1 of 3

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 Delhi Mediation Centre, Tis Hazari Courts on 15th January, 2018 further clarified by the Memorandum of Understanding dated 28th February, copies whereof are annexed as Annexure P-2 collectively of the paper book. 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 ₹22 lakhs to respondent No.2 out of which she has already received a sum of ₹15 lakhs and the balance amount of ₹7 lakhs has been received by her today in Court vide Demand Draft No. 647350 drawn on Canara Bank dated 17th September, 2018. She states that from the wedlock, a minor son, namely, Avraj Singh, who will remain in her care and custody and the petitioner No. 1 would neither have the custody nor the visiting rights. She further states that she has now 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 also 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. 11/2017 under Sections 498A/406/34 IPC registered at PS CWC, Nanak Pura, 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.

MUKTA GUPTA, J.

SEPTEMBER 24, 2018
‘yo’