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

+ **CRL.M.C. 4424/2017**

SUNIL KAIM & ORS

..... Petitioners

Through

Mr. Anil Kumar Kamboj, Advocate
with petitioners in person.

versus

STATE & ORS

..... Respondents

Through

Mr. Arun Kumar Sharma, APP for the
State.

Mr. Rakesh Kumar, Advocate for
respondent No.2.

SI Asad Singh, PS Ranhola.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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04.04.2018

1. The petitioners seek quashing of FIR No.419/2013 under Sections 406/498A/34 IPC, Police Station Ranhola consequent to a settlement.
2. The subject FIR emanates out of matrimonial discord. Petitioner No.1 is the husband of respondent No.2. Petitioner No.2 is the father of the petitioner No.1.
3. Learned counsel for the petitioners submits that the parties have entered into a settlement agreement dated 26.04.2016 through the process of mediation, held at Delhi Mediation Centre, Tis Hazari Courts, Delhi. The parties have already been divorced by way of a decree of divorce by mutual consent, passed on 23.01.2017.
4. The respondent No.2 was to be paid a total sum of Rs.75,000/- in full and final settlement of all her claims. A sum of Rs.50,000/- has

already been paid. The balance sum of Rs.25,000/- has been paid to the respondent No.2 in cash today in Court.

5. The respondent No.2 is present in person, represented by counsel and is identified by the Investigating Officer. She submits that she has settled her disputes with the petitioners and does not wish to press charges against the petitioners and prosecute the complaint any further.

6. In view of the fact that the proceedings emanate out of a matrimonial discord and the parties have fully and finally settled their disputes and the respondent No.2 has stated that she does not wish to press the complaint any further and the fact that the parties have already been divorced by way of a decree of divorce by mutual consent, passed on 23.01.2017, 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.

7. In view of the above, FIR No.419/2013 under Sections 406/498A/34 IPC, Police Station Ranhola and the consequent proceedings emanating there from are quashed.

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

SANJEEV SACHDEVA, J

APRIL 04, 2018/st