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

+ **CRL.M.C. 5943/2019**

GAURAV DIXIT & ORS.

..... Petitioners

Through: Mr. S.K. Gautam & Mr. Manoj
Kumar, Advocates

versus

STATE & ANR.

..... Respondents

Through: Mr. Ashok Kumar Garg, APP with
WSI Sukda, PS: Uttam Nagar, Delhi
Mr. V.P.S. Raghav, Advocate for
respondent No.2

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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22.11.2019

Crl.M.A.40860/2019 (for exemption)

Allowed, subject to all just exceptions. Application stands
disposed of.

CRL.M.C. 5943/2019

1. Issue notice.
2. Notice is accepted by the learned APP for the State as well as
by the learned counsel for the respondent No.2.
3. The petitioners have filed the present petition under Section
482 of the Code of Criminal Procedure, 1973 for quashing of FIR
No.305/2017, under Sections 498-A/406 of the Indian Penal Code,
1860 ('IPC'), registered at P.S.: Uttam Nagar, Delhi and the
proceedings emanating therefrom.
4. The petitioners and respondent No.2 as well as the learned

counsel for the parties submitted that the parties have settled their disputes on their own free will, without any force or coercion before the Mediation Centre, Dwarka Courts, Delhi on 4.7.2019, in pursuance whereof, the marriage of the petitioner No.1 and the respondent No.2 stands dissolved vide decree of divorce dated 30.9.2019.

5. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that the petitioners have to pay the balance amount of Rs.5 lacs to her in terms of the settlement arrived at between the parties. Respondent No.2 further submitted that in case the petitioners make the payment of the balance amount of Rs.5 lacs to her, she has no objection to the petition being allowed and the FIR being quashed.

6. Learned counsel for the petitioners submitted that the petitioners have brought a demand draft bearing No.147694 dated 18.11.2019 for an amount of Rs.5 lacs which has been handed over to the respondent No.2 today in the Court. Learned counsel for the petitioners submitted that in view of the payment of the balance amount to the respondent No.2, the present petition may be allowed and the FIR may be quashed.

7. The Investigating Officer ('IO'), who is present in Court, has identified the petitioners as well as respondent No.2 and has also verified the settlement arrived at between the parties.

8. In view of the aforesaid circumstances and the settlement arrived at between the parties, this Court is of the view that no fruitful

purpose would be served in keeping the parties entangled in the criminal proceedings. Accordingly, in the interest of justice, FIR No. 305/2017, under Sections 498-A/406 of the IPC, registered at P.S.: Uttam Nagar, Delhi and the proceedings emanating therefrom are quashed.

9. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

NOVEMBER 22, 2019

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