

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

Date of decision: October 21, 2019

+ **W.P.(CRL) 2984/2019 & CrI.M.A. 38749/2019**

SUNIL KUMAR & ORS. Petitioners

Through Mr. Dalip Kumar Santoshi,
Advocate

versus

STATE & ANR. Respondents

Through Ms. Kamna Vohra, ASC for the
State with W/SI Chanchal Sharma
and SI Sanjay, P.S.: Mayur Vihar
Respondent no.2 in person

CORAM:

HON'BLE MR. JUSTICE BRIJESH SETHI

JUDGMENT

BRIJESH SETHI, J (oral)

1. Quashing of FIR No. 0344/2017, under Sections 498A/406/34 IPC, registered at police station Mayur Vihar PH-I, Delhi is sought on the ground that the dispute between the parties stands amicably settled. Respondent no.2 is present in the court today and submits that he has settled the dispute with the petitioners without any undue influence, coercion or pressure from any source whatsoever.

2. Notice.

3. Ms. Kamna Vohra, learned ASC for the respondent/State accepts notice and submits that petitioners as well as respondent No.2/

complainant of this FIR, who are present in the Court have been duly identified by the Investigating Officer of this case.

4. The petitioners and respondent no.2 have submitted that they have settled their disputes vide Settlement Deed dated 09.05.2018. The parties have already obtained divorce by mutual consent on 23.01.2019. The settlement amount was Rs. 9,00,000/-, out of which Rs. 5,00,000/- has been paid to respondent no.2 at the time of first motion and Rs. 2,00,000/- has further been paid to respondent no.2 at the time of second motion and a demand draft of Rs. 2,00,000/- has been handed over to respondent no.2 today in the court. Copy of the said demand draft has been placed on record.

5. Respondent No.2, present in the Court, submits that the dispute between the parties has been amicably resolved. Respondent No.2 further submits that now no dispute with petitioners survives and therefore, the proceedings arising out of the FIR in question be brought to an end.

6. Since the dispute stands amicably resolved between the parties, the petition is allowed and FIR No. 0344/2017, under Sections 498A/406/34 IPC, registered at police station Mayur Vihar PH-I, Delhi and the proceedings emanating therefrom are quashed *qua* petitioners.

7. The petition stands disposed of. The other pending application also stands disposed of.

(BRIJESH SETHI)
JUDGE

OCTOBER 21, 2019/savita