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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ W.P.(CRL) 453/2019
KULDEEP & ORS. Petitioner
Represented by: Ms. Sangeeta Yadav, Advocate.

versus

STATE & ANR. Respondent
Represented by: Mr. Rahul Mehra, Standing Counsel
for the State with SI Usha Rani, PS
Mandir Marg.
Mr. Shashi Kumar, Advocate for R-2.

CORAM:
HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER
13.02.2019

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Crl.M.A. No. 3214/2019 (Exemption)

Allowed, subject to all just exceptions.

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By the present petition the petitioners seek quashing of FIR No. 119/2017 under Sections 498A/406/34 IPC registered at PS Mandir Marg, Delhi on the complaint of Respondent No.2 and the proceedings pursuant thereto on the ground that the parties have settled the matter.

Learned Standing Counsel for the State on instructions submits that in the above noted FIR the four petitioners were arrayed, however, charge sheet has been filed keeping petitioner Nos. 1 and 2 in column No. 11 and petitioner Nos. 3 and 4 in column No. 12. He further states that the respondent No.2 is the only complainant/ victim.

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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 Patiala House Court on 8th January, 2018, copy whereof is annexed at pages 58 to 62 to the present petition. 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 ₹3,00,000/- to respondent No.2 out of which she has already received a sum of ₹2,50,000/- and the balance amount of ₹50,000/- has been received by her today in Court through cash. 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 further undertakes to abide by the terms of settlement arrived at between the parties.

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.

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.

Consequently, FIR No. 119/2017 under Sections 498A/406/34 IPC registered at PS Mandir Marg, Delhi and proceedings pursuant thereto are hereby quashed.

Parties have signed this order sheet in acknowledgment of their statements made before this Court.

Petition is disposed of. Order dasti.

MUKTA GUPTA, J.

FEBRUARY 13, 2019
‘yo’