

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

Date of decision: October 21, 2019

+ **W.P.(CRL) 2968/2019 & CrI.M.A. 38651/2019**

SHRI NIKHIL SINGHAL & ORS. Petitioners

Through Mr. Shiv Charan Garg, Advocate
versus

STATE & ANR. Respondents

Through Ms. Shivani Sharma, Advocate for
Ms. Richa Kapoor, ASC for the
State/R-1 with SI Vinit Kumar,
P.S.: Prashant Vihar

Mr. Harish Parashar, Advocate for
R-2 alongwith Respondent
no.2/Sakshi Singhal in person

CORAM:

HON'BLE MR. JUSTICE BRIJESH SETHI

JUDGMENT

BRIJESH SETHI, J (oral)

1. Quashing of FIR No. 178/2018, under Sections 498A/406 IPC, registered at police station Prashant Vihar, 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. Shivani Sharma, learned counsel 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 Memorandum of Understanding dated 13.08.2019. The parties have already obtained divorce by mutual consent on 21.08.2019. The settlement amount was Rs. 36,00,000/-, out of which Rs. 18,00,000/- has been paid to respondent no.2 at the time of first motion and Rs. 9,00,000/- has further been paid to respondent no.2 at the time of second motion and a demand draft of Rs. 9,00,000/- has been handed over to respondent no.2 today in the court. Copy of the said demand draft has already 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. 178/2018, under Sections 498A/406 IPC, registered at police station Prashant Vihar, 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