

\$~30

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 3013/2018**

GIRISH KUMAR

..... Petitioner

Through: Mr. Upendra Sai, Adv. with the
petitioner in person

versus

STATE OF NCT OF DELHI & ANR Respondents

Through: Mr.Panna Lal Sharma, APP
with SI Ravinder, PS Palam
Village, New Delhi
Ms. Vipra Bhardwaj, Adv. for
R-2 with R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

%

23.05.2019

1. The petitioner has filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.346/2009, under Sections 498-A/406 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Palam Village, Delhi and the proceedings emanating therefrom.
2. The petitioner 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 Delhi Mediation Centre, Dwarka Courts, New Delhi on 22.12.2015, in pursuance whereof, the marriage of the petitioner and the respondent No.2 stands dissolved vide decree of divorce dated 3.5.2017.
3. Respondent No.2, who is present in Court, has reiterated the

aforesaid facts and submitted that the petitioner has to pay the balance amount of Rs.15,000/- to her in terms of the settlement arrived at between the parties. Respondent No.2 further submitted that in case the petitioner makes the payment of the balance amount of Rs.15,000/- to her, she has no objection to the petition being allowed and the FIR being quashed.

4. Learned counsel for the petitioner submitted that the petitioner has brought a demand draft bearing No.872946 dated 20.4.2019 for an amount of Rs.15,000/- which has been handed over to the respondent No.2 today in the Court. Learned counsel for the petitioner 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.

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

6. 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.346/2009, under Sections 498-A/406 of IPC, registered at P.S.: Palam Village and the proceedings emanating therefrom are quashed.

7. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

MAY 23, 2019/rk