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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 6239/2019

SUNDER LAL & ORS

..... Petitioners

Through: Ms. Sunita Joshi, Advocate

versus

STATE & ANR

..... Respondents

Through: Mr. Mukesh Kumar, APP with
SI Raghu Kumar, PS:
Kanjhawala, Delhi
Ms. Ritu Puri, Advocate for
respondent No.2

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

O R D E R

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08.01.2020

CRL.M.A.41906/2019 (for exemption)

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

CRL.M.C.6239/2019

1. Issue notice. Notice is accepted by the learned APP for the State and by learned counsel for respondent No.2.
2. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.221/2012, under Sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Kanjhawala, Delhi and the proceedings emanating therefrom.
3. The petitioners and respondent No.2 as well as their respective counsel submitted that the parties have settled their

disputes on their own free will, without any force or coercion vide Settlement/Agreement before the Delhi Mediation Centre, Rohini Courts, Delhi on 5.7.2013. It is also submitted that the marriage between the petitioner No.1 and respondent No.2 has been dissolved by mutual consent under Section 13B(2) of the Hindu Marriage Act, 1955 vide a decree of divorce dated 21.8.2014.

4. Respondent No.2, who is present in Court with her brother, has reiterated the aforesaid facts and submitted that since nothing is due and payable to her from the petitioners and the matter stands settled, she has no objection to the petition being allowed and the FIR being quashed.

5. 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.

6. In view of the aforesaid circumstances, the settlement arrived at between the parties and the dissolution of marriage, 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. 221/2012, under Sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Kanjhawala, Delhi and the proceedings emanating therefrom are quashed.

7. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

JANUARY 08, 2020/tp