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

Date of decision: 29.06.2020

+ CRL.M.C. 1537/2020 (URGENT)

PIYUSH SHARMA & ORS.

..... Petitioners

Through

Ms. Chandrani Prasad, Adv. with
petitioners through VC.

versus

STATE OF NCT OF DELHI & ANR.

..... Respondents

Through

Mr. Izhar Ahmad, APP for State
Mr. Aditya Singla, Adv. for
complainant with complainant
through VC.

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

J U D G M E N T (O R A L)

The hearing has been conducted through video conferencing.

Crl. M.A. 8317-18/2020 (Exemption)

1. Allowed, subject to all just exceptions.
2. Applications are disposed of.

CRL.M.C. 1537/2020

3. Vide the present petition, petitioners seek direction for quashing of FIR No. 124/2015 dated 06.11.2015 registered at Police Station CAW Cell, Nanakpura, New Delhi and consequent proceedings arising therefrom.
4. Notice issued.

5. Notice is accepted by learned APP for State and by counsel for respondent no.2 through Video Conferencing and with the consent of counsel for parties, present petition is taken up for final disposal.

6. Petitioner no.1 and respondent no.2 got married on 20.11.2011 as per Hindu rites and rituals. One child was born out of the wedlock namely Master Tarit Sharma. Due to extreme incompatibilities between petitioners and respondent no.2, they started living separately from 20.11.2014.

7. Petitioners and respondent no.2 with the intervention of their well wishers and relatives entered into an amicable settlement before the Delhi High Court Mediation and Conciliation Centre, New Delhi vide settlement agreement dated 03.12.2019 and settled all their disputes amicably. The total settlement amount is ₹31,50,000/-(Rupees (Seven Lakhs Fifty Thousand only). It is submitted by respondent no. 2 that she has already received the entire settlement amount.

8. Complainant is present in person through video conferencing and has been identified by counsel for complainant and submits that matter has been settled and she does not wish to prosecute the matter any further.

9. Taking into account the aforesaid facts, this Court is inclined to quash FIR as no useful purpose would be served in prosecuting petitioners any further.

10. For the reasons afore-recorded, FIR No. 124/2015 dated 06.11.2015 registered at Police Station CAW Cell, Nanakpura, New Delhi and consequent proceedings emanating therefrom are quashed.

11. The petition is, accordingly, allowed and disposed of.

12. Copy of this order be transmitted to the Trial Court for information.

13. The order be uploaded on the website forthwith. Copy of the order be also forwarded to the learned counsel through email.

(SURESH KUMAR KAIT)
JUDGE

JUNE 29, 2020

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