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

+ **CRL.M.C. 6710/2019**

PRABHDEEP SINGH SANDHU

..... Petitioner

Through: Mr. Davinder N. Grove, Mr. Akshit
Rasto, Mr. Vinay Laxmi Grover,
Advs.
Petitioner no.1 in person.

versus

STATE & ANR

..... Respondents

Through: Mr. Amit Ahlawat, APP for the State
with SI Deepak.
Respondent no.2 in person.

CORAM:

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

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20.01.2020

1. Issue notice. Learned counsel for the State, who appears on advance notice, accepts notice. Respondent No.2 appears and accepts notice.
2. This is a petition under Article 226 of the Constitution of India read with Section 482 Cr.P.C. for quashing of FIR No.576/2018, under Sections 498A/406/34 IPC registered at Police Station-Narela (Rohini), and all proceedings emanating therefrom.
3. Petitioner no.1 is representing all the petitioners.
4. The brief facts of the case are that the petitioner No.1 and respondent No.2 got married on 14.2.2016 at New Delhi, according to

Sikh Rites and ceremonies and they lived together as wife and husband with each other at Jaipur. After the marriage, some disputes and differences arose between them and they started living separately since July 2017. On 11.9.2017, the respondent No.2 got the above said FIR registered against the petitioners.

5. Counsel for the petitioners submits that during the pendency of the trial, with the intervention of Counselling Cell, Rohini Courts, Delhi, the parties have settled the matter amicably in terms of the Settlement order dated 8.4.2019. Copy of the same is placed on record. Accordingly, the marriage of the petitioner no.1 and respondent no.2 has already been dissolved by decree of divorce with mutual consent of the parties vide order dated 2.9.2019 passed by the Ld. Court of Smt.Barkha Gupta, Principal Judge, Family Courts, Rohini Courts, North District, Delhi. Copy of the decree of divorce is placed on record.

6. Respondent No.2 is present in Court today and she has been identified by the IO. The respondent No.2 admits that she has settled the matter amicably with the petitioners. She further submits that the settlement/compromise has taken place voluntarily, without any force, pressure or coercion. As per settlement, the DD No.234206 dated 16.1.2020 drawn on Yes Bank of Rs.6,00,000/- has been handed over to the respondent No.2 today. Petitioner has also given NOC with regard to operating of locker in Jaipur held in the name of petitioner no.1 and respondent no.2. Respondent No.2 submits that nothing remains to be adjudicated further between them and she has no objection if the FIR in question is quashed.

7. Learned counsel for the State submits that in view of the settlement between the parties, the State has no objection if the FIR in question be quashed.

8. Keeping in view the above facts and circumstances, since the matter has been amicably settled between the parties, no useful purpose will be served by keeping the case pending. It will be nothing but abuse of the process of law. Consequentially, this petition is allowed, subject to costs of ₹5,000/- to be deposited by the petitioners with the Delhi High Court Legal Services Committee within two weeks from today. Upon placing on record the proof of deposit of costs within a week thereafter and handing over its copy to the Investigating Officer, 576/2018, under Sections 498A/406/34 IPC registered at Police Station-Narela (Rohini), and the proceedings emanating therefrom shall stand quashed.

9. The present petition stands disposed of accordingly. *Dasti.*

RAJNISH BHATNAGAR, J

JANUARY 20, 2020/ib