

CRM-M-2302-2022

Date of Decision: 02.02.2022

NITISH BHARDWAJ AND OTHERS

... PETITIONER

VS.

VRINDA BHARDWAJ

.. RESPONDENT

CORAM: HON'BLE MR. JUSTICE VIVEK PURI

Present : Mr. Arun Singla, Advocate, for the petitioners.

VIVEK PURI, J.(ORAL)

The matter has been taken up through video-conferencing due to COVID-19 pandemic.

By this petition, the petitioner is seeking quashing of complaint/application bearing COMP DV Act No.344 dated 06.12.2021 filed under Section 12 of the Protection of Women from Domestic Violence Act, 2005.

Learned counsel for the petitioners contends that at the earlier instance, a compromise was effected between petitioner No.1 and respondent and subsequently, the respondent has backed out from the compromise even after receiving Rs.3 lacs from petitioner No.1. She has subsequently filed a complaint/application under Protection of Women from Domestic Violence Act, 2005 on misconceived grounds and concealment of facts. Petitioner No.1 has also preferred an application for dismissal of the complaint in view of compromise which has already been effected and the same is pending before the learned Judicial Magistrate.

Learned counsel for the petitioners seeks to withdraw the present petition with liberty to press and raise all the pleas in the Court of learned Judicial Magistrate at the time of disposal of the application seeking dismissal of the complaint in view of mutual compromise.

Dismissed as withdrawn with the liberty aforesaid.

However, it is made clear that this Court has not examined the case on merits and this aspect of the matter may be looked into by the trial Court while deciding the aforesaid application seeking dismissal of the complaint.

02.02.2022

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**(VIVEK PURI)
JUDGE**

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No