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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of Decision: 09.02.2024

+ CRL.M.C. 1042/2024

ANUJ KARWA & ORS.

..... Petitioners

Through: Ms. Mahima Sharma, Advocate with
Petitioners-in-person.

versus

STATE & ANR.

..... Respondents

Through: Ms. Kiran Bairwa, APP for the State
with SI Dharm Singh, PS: Hauz Khas.
Mr. Rachit Sahney, Advocate with
respondent No. 2-in-person.**CORAM:****HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA**

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J U D G M E N T**ANOOP KUMAR MENDIRATTA, J (ORAL)**

1. Petition under Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioners for quashing of FIR No. 0030/2021, under Sections 498A/406/34 IPC registered at P.S.: Hauz Khas, Delhi and the proceedings emanating therefrom.
2. Issue notice. Learned APP for the State and learned counsel for respondent No. 2 along with respondent No. 2 in person appear on advance notice and accept notice.
3. In brief, as per the case of the petitioners, marriage between petitioner No. 1 and respondent No. 2 was solemnized according to Hindu rites and ceremonies on 13.07.2016. No child was born out of the said wedlock. Due



to temperamental differences between the parties, petitioner No.1 and respondent No.2 started living separately since 12.07.2018. On complaint of respondent No.2, present FIR was registered on 20.01.2021, apart from other litigations, which were initiated on behalf of respondent No. 2.

4. The matter is stated to have been amicably resolved between the parties, in terms of Settlement Agreement dated 08.06.2023. The marriage between petitioner No. 1 and respondent No. 2 is stated to have been dissolved by way of mutual consent under Section 13B(2) of the Hindu Marriage Act vide decree of divorce dated 06.09.2023.

5. Balance amount of Rs. 5,00,000/- is stated to have been paid through RTGS to respondent No. 2 towards full and final settlement between the parties.

6. Learned APP for the State submits that in view of amicable settlement between the parties, the State has no objection in case the FIR in question is quashed.

7. Petitioners as well as respondent No. 2 are present in person and have been identified by SI Dharm Singh, PS: Hauz Khas, Delhi. I have interacted with the parties and they confirm that the matter has been amicably settled between them without any threat, pressure or coercion. Respondent No. 2 also states that nothing remains to be further adjudicated upon between the parties and she has no objection in case the FIR in question is quashed.

8. Considering the facts and circumstances, since the matter has been amicably settled between the parties, no useful purpose shall be served by keeping the case pending. It would be nothing but an abuse of the process of Court. Consequently, FIR No. 0030/2021, under Sections 498A/406/34 IPC registered at P.S.: Hauz Khas, Delhi and the proceedings emanating



therefrom stand quashed.

Petition is accordingly disposed of. Pending application, if any, also stands disposed of.

A copy of this order be forwarded to the learned Trial Court for information.

ANOOP KUMAR MENDIRATTA, J.

FEBRUARY 09, 2024/R