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

+ **CRL.M.C. 1238/2024**

IMRAN & ORS.

..... Petitioners

Through: Mr Abdul Gaffar and Mr Sameer
Khan, Advocates along with
petitioners in person.

versus

STATE (GNCTD) THROUGH S.H.O & ANR. Respondents

Through: Mr Raghvinder Varma, APP for the
State with SI Rahul, PS Seemapuri.
Respondent no.2 in person.

CORAM:
HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER
15.02.2024

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CRL.M.A. 4902/2024

1. Allowed, subject to all just exceptions.

CRL.M.C. 1238/2024

2. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No.0815/2019 under Sections 498A/406/354/506/34 IPC and Section 4 of Dowry Prohibition Act registered at Police Station Seemapuri and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.

3. Issue notice. The learned APP for the State accepts notice. He submits that since FIR is an outcome of matrimonial dispute and the parties have arrived at a settlement, in terms of which they have now started residing



together, the State has no objection in case the present FIR is quashed.

4. The petitioner no.1 (husband), and petitioner nos.2 to 12, who are close relatives of the petitioner no.1, as well as, respondent no. 2 (wife) are present in the Court and they have been identified by their respective counsel and by the Investigating Officer SI Rahul, PS Seemapuri.

5. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 14.09.2014 according to Muslim Rites and Customs. Out of the said wedlock, three children were born.

6. On account of temperamental issues certain disputes arose between the parties and they started living separately w.e.f. 31.08.2019. The dispute between the parties also led to the registration of present FIR.

7. During the pendency of the proceedings, the parties have arrived at a settlement, terms whereof were reduced in writing in the form of Memorandum of Understanding/Compromise Deed dated 02.01.2024, which is annexed as Annexure A-4 to the present petition.

8. As per the said settlement, the parties have settled all their disputes with each other with the intervention of family members/relatives and common friends.

9. It is a term of the settlement that the parties shall not file any further complaint/litigation regarding the said dispute in future. The parties also decided to live peacefully and maintain cordial relations with each other.

10. The petitioner no.1 and the respondent no.2, who are present in Court affirm that now they are residing together.

11. The respondent no.2, on a query put by the Court, states that she has no objection in case the FIR is quashed.



12. In view of the fact that the parties have arrived at a settlement, and in terms thereof the petitioner no.1 and the respondent no.2 have started residing together, no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.

13. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.

14. Consequently, the petition is allowed and the FIR No.0815/2019 under Sections 498A/406/354/506/34 IPC and Section 4 of Dowry Prohibition Act registered at Police Station Seemapuri alongwith all other proceedings emanating therefrom, is quashed.

15. The petition stands disposed of in the above terms.

16. Order be uploaded on the website of this court.

VIKAS MAHAJAN, J

FEBRUARY 15, 2024
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