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

+ **CRL.M.C. 1361/2024**

SUNPREET SINGH & ORS.

..... Petitioners

Through: Mr. Shri Ram Verma, Adv. with
petitioners no. 2 & 3 in person and
petitioner no. 4 through VC

versus

THE STATE THROUGH SHO PS TILAK NAGAR & ANR.

..... Respondent

Through: Mr. Raj Kumar, APP for State with SI
Shweta PS Tilak Nagar
Mr. Sat Pal Malik, Adv. for R2 with
respondent no. 2

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

20.02.2024

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CRL.M.A. 5398/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 1361/2024

3. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No. 569/2021 under Sections 498A/406/34 IPC registered at Police Station Tilak Nagar and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.



4. Issue notice. The learned APP for the State accepts notice. He submits that since the FIR is an outcome of a matrimonial dispute and the parties have arrived at a settlement, the State has no objection in case the FIR in question is quashed.

5. The petitioner no.1 (husband), petitioner nos. 2 & 4, who are close relatives of petitioner no. 1, as well as, respondent no. 2 (wife) are present in the Court. The petitioner no. 4 has joined through VC. They have been identified by their respective counsel and by the Investigating Officer SI Shweta, PS Tilak Nagar.

6. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 23.11.2017 according to Sikh Rites and Ceremonies. Out of the said wedlock, one male child, namely, Jasjot Singh was born.

7. On account of temperamental issues certain disputes arose between the parties and they started living separately w.e.f. 27.07.2019. The dispute between the parties also led to the registration of present FIR.

8. During the pendency of the proceedings, the parties arrived at a settlement, terms whereof were reduced in writing in the form of Settlement dated 23.08.2023, which is annexed as Annexure P-2 to the present petition.

9. It is a term of the settlement between the parties that the petitioner no.1 shall pay a total sum of Rs.8,50,000/- to the respondent no.2 towards full and final settlement of all her claims on account of *streedhan*, permanent alimony, dowry articles, maintenance (past, present and future) etc. Out of the said amount, a sum of Rs. 4,25,000/- has already been paid by the petitioner no.1 to the respondent no.2 in the manner as mentioned in the settlement. The remaining amount of Rs. 4,25,000/- shall be paid to the



respondent no.2 at the time of recording of settlement of the parties at the stage of second motion petition.

10. The respondent no.2, on a query put by the Court, states that she has no objection in case the FIR is quashed subject to the payment of balance amount of Rs. 4,25,000/- at the recording of statement of the parties at the second motion.

11. In view of the fact that the parties have arrived at a settlement, no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.

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

13. Consequently, the petition is allowed and the FIR No. 569/2021 under Sections 498A/406/34 IPC registered at Police Station Tilak Nagar alongwith all other proceedings emanating therefrom, is quashed subject to the payment of balance amount of Rs. 4,25,000/- at the recording of statement of the parties at the second motion as noted above.

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

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

VIKAS MAHAJAN, J

FEBRUARY 20, 2024

N.S. ASWAL