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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of Decision: 28.02.2024

+ W.P.(CRL.) 689/2024

GAURAV VERMA & ANR.

..... Petitioners

Through: Mr. Rajeshwar Singh, Adv. alongwith
petitioners in person.

versus

STATE OF NCT OF DELHI AND ANR.

..... Respondents

Through: Ms. Rupali Bandhopadhyaya, ASC
(Crl.), GNCTD with SI Bhagwan
Singh, PS Ranhola.
Mr. Sachin Kumar, Adv. alongwith
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)

CRL.M.A. 6402/2024

Exemption allowed, subject to just exceptions.

Application stands disposed of.

W.P.(CRL.) 689/2024

1. Petition under Article 226 of the Constitution of India read with 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. 377/2022, under Sections 498A/406/34 IPC registered at P.S.: Ranhola and proceedings emanating therefrom.

2. Issue notice. Learned APP for the State and learned counsel for respondent No.2 alongwith 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 27.08.2017. No child was born out of the wedlock. Due to temperamental differences, respondent No.2 and petitioner No.1 started living separately since August, 2019. On the complaint of respondent No. 2, present FIR was registered on 13.04.2022.

4. The disputes have been amicably settled between the parties vide Compromise/Settlement Deed dated 19.10.2023 before Delhi Mediation Centre, Tis Hazari Courts. The marriage between petitioner No. 1 and respondent No. 2 has been dissolved by decree of divorce by way of mutual consent under Section 13B(2) of the Hindu Marriage Act vide judgment dated 15.12.2023.

5. Balance amount of Rs. 2,00,000/- is stated to have been already paid to respondent No.2 through DD No.009322 dated 05.02.2024 drawn on Bank of Baroda, Safdarjung Hospital, New Delhi Branch in favour of 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 in person have been identified by SI Bhagwan Singh, PS: Ranhola. 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. 377/2022, under Sections 498A/406/34 IPC registered at P.S.: Ranhola and the proceedings emanating therefrom stand quashed.

Petition is accordingly disposed of. Pending applications, if any, also stand disposed of.

ANOOP KUMAR MENDIRATTA, J.

FEBRUARY 28, 2024/v