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

+ **CRL.M.C. 1771/2024**

DEEPAK MALHOTRA AND OTHERS Petitioners

Through: Mr. Ajit Singh, Adv. with petitioners
in person

versus

THE STATE OF NCT OF DELHI AND ANR Respondents

Through: Mr. Raj Kumar, APP for State with SI
Sanjeeta PS Mukherjeet Nagar
Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

01.03.2024

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1. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No.290/2013 under Sections 498A/406/323/342/377/509 IPC registered at Police Station Mukherjee Nagar and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.

2. 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.

3. The petitioner no. 1 (husband), petitioner nos. 2 & 3, who are close relatives of petitioner no. 1, as well as, respondent no. 2 (wife) are present in



the Court. They have been identified by learned counsel for the petitioner and by the Investigating Officer SI Sanjeeta PS Mukherjeet Nagar.

4. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 11.10.2000 according to Hindu Rites and Customs. Out of the said wedlock, one male child namely, Bhavesh and one female child namely, Ms. Gaurisha was born.

5. On account of temperamental issues certain disputes arose between the parties. The dispute between the parties also led to the registration of present FIR.

6. The learned counsel submits that the parties have arrived at settlement with the assistance of their respective families and friends. In terms of the said settlement the petitioner no. 1 and respondent no. 2 are now living together peacefully.

7. It is also a term of the settlement that the respondent no. 2 shall cooperate in quashing of the aforesaid FIR.

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

9. Considering the fact that the parties have arrived at a settlement and they have started staying together, no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.

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

11. Consequently, the petition is allowed and the FIR No.290/2013 under Sections 498A/406/323/342/377/509 IPC registered at Police Station Mukherjee Nagar alongwith all other proceedings emanating therefrom, is



quashed.

12. The petition stands disposed of in the above terms.
13. Order be uploaded on the website of this court.

VIKAS MAHAJAN, J

MARCH 1, 2024
N.S. ASWAL