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

+ **CRL.M.C. 2204/2024**

MOHIT & ORS.

..... Petitioners

Through: Ms Heena, Mr Prince Sharma, Mr Sahil Khan, Advocates along with petitioners.

Versus

**THE STATE GOVT. OF NCT OF DELHI
AND ANR.**

..... Respondents

Through: Mr Raj Kumar, APP for the State with ASI Suman, PS Karawal Nagar. Respondent no.2 in person.

**CORAM:
HON'BLE MR. JUSTICE VIKAS MAHAJAN**

**ORDER
18.03.2024**

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CRL.M.A. 8542/2024

1. Allowed, subject to all just exceptions.

CRL.M.C. 2204/2024

2. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No.0508/2022 under Sections 498A/406/34 IPC and Section 4 of Dowry Prohibition Act registered at Police Station Karawal Nagar, Delhi 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 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.

4. The petitioner no.1 (former husband) and petitioner nos.2 to 4, who are close relatives of the petitioner no.1 are present in the Court. Respondent no.2 (former wife) is also present in the Court. Petitioner no.5 is not present in the court and her exemption from personal appearance is allowed.

5. The parties have been identified by the Investigating Officer ASI Suman, PS Karawal Nagar.

6. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 09.12.2020 according to Hindu Rites and Customs. No child was born out of the said wedlock.

7. On account of temperamental issues certain disputes arose between the parties and they started living separately w.e.f. 15.03.2021. The dispute between the parties also led to the registration of present FIR.

8. During pendency of the proceedings, the parties were referred to Delhi Mediation Centre, Karkardooma Courts, Delhi, where they arrived at a settlement, terms whereof were reduced in writing in the form of Settlement dated 01.02.2023, which is annexed as Annexure P-2 (Colly.) to the present petition.

9. Subsequently, another compromise deed dated 27.01.2024 was executed between the petitioner nos.2 to 5 wherein it has been mentioned that the respondent no.2 shall cooperate with the petitioners for the quashing of the aforesaid FIR, which is annexed as Annexure P-3 (Colly.) to the present petition.

10. In terms of the said settlement, the parties decided to dissolve their



marriage by filing a petition for divorce by way of mutual consent. Accordingly, the petitioner no.1 and respondent no.2 have obtained a decree of divorce dated 17.07.2023, which is annexed as Annexure P-4 (Colly.) to the present petition.

11. It is a term of the settlement between the parties that the petitioner no.1 shall pay a total sum of Rs.2,25,000/- 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. 1,75,000/- 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.50,000/- has been paid to the respondent no.2 today in the court by the petitioner no.1 by way of Demand Draft bearing No.137544 dated 26.02.2024 issued by Canara Bank.

12. The receipt of entire amount of Rs.2,25,000/- is acknowledged by the respondent no.2, who is present in court.

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

14. 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.

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

16. Consequently, the petition is allowed and FIR No.0508/2022 under Sections 498A/406/34 IPC and Section 4 of Dowry Prohibition Act registered at Police Station Karawal Nagar, Delhi alongwith all other proceedings emanating therefrom, is quashed.



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

MARCH 18, 2024
MK

VIKAS MAHAJAN, J