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

+ CRL.M.C. 2205/2024 & CRL.M.A. 8545/2024 (exemption)

NAVEEN KUMAR YADAV & ORS. Petitioners

Through: Mr. Rashid Hussain, Advocate
alongwith petitioners in person.

versus

THE STATE (NCT OF DELHI) & ANR. Respondents

Through: Mr. Sunil Kumar Gautam, APP for
the State.

SI Ashok Kumar and ASI Babita
Devi, PS Jaffarpur Kalan.

Mr. Baldev Singh, Advocate for R-2.
R-2 through VC.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

18.03.2024

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1. The present petition filed under Section 482 of the Cr.P.C. seeks quashing of the FIR No. 15/2008, under Sections 498A/406/34 of the IPC, registered at P.S. Jaffarpur Kalan and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Abhilasha Singh, learned Metropolitan Magistrate, Mahila Court-01, Dwarka Courts, Delhi.
2. The marriage between petitioner no.1/husband and respondent no.2/wife was solemnized on 26.04.2007 as per Hindu rites and ceremonies.
3. No child was born out of the said wedlock.
4. Due to matrimonial differences between petitioner no. 1 and respondent no. 2, the parties started residing separately from 07.08.2007. Subsequently, respondent no.2/complainant registered an FIR against



petitioner no.1 (husband), petitioner no. 2 (mother-in-law) and petitioner no. 3 (brother-in-law).

5. On oral statement parties arrived at a settlement as per the said settlement, the marriage between the parties stands dissolved by a decree of divorce dated 24.01.2019, passed by Shri Pitamber Dutt, Judge, Family Court, Dwarka Courts, Delhi (Annexure 2).

6. Petitioners are present before the Court and complainant/respondent no. 2 through video conferencing and have been duly identified by their respective counsel, as well as the Investigating Officer, SI Ashok Kumar, PS Jaffarpur Kalan.

7. The complainant/respondent No.2 states that the matter has been settled with the petitioners and she has no objection if the FIR is quashed. She further states that all the terms of the agreement have been complied with.

8. In view of the settlement between the parties, learned APP for the State also has no objection if the present FIR is quashed.

9. In *Gian Singh v. State of Punjab*, (2012) 10 SCC 303, the Hon'ble Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

10. In view of the aforesaid circumstances, and the fact that the parties



have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 15/2008, under Sections 498A/406/34 of the IPC, registered at P.S. Jaffarpur Kalan and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Abhilasha Singh, learned Metropolitan Magistrate, Mahila Court-01, Dwarka Courts, Delhi.

11. In the interest of justice, the petition is allowed, and the FIR No. 15/2008, under Sections 498A/406/34 of the IPC, registered at P.S. Jaffarpur Kalan and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Abhilasha Singh, learned Metropolitan Magistrate, Mahila Court-01, Dwarka Courts, Delhi, is hereby quashed.

12. Petition is allowed and disposed of accordingly.

13. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

MARCH 18, 2024/sn