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

+ **CRL.M.C. 2648/2024**

SH. ANKIT NARAIN MATHUR & ANR.

.....Petitioners

Through: Counsel for petitioner with petitioner
in person

versus

**THE STATE (NCT OF DELHI) THROUGH SHO OF PS CAW
CELL NANAKPURA, DELHI.**

.....Respondent

Through: Mr. Satinder Singh Bawa, APP for the
State with Mr. O.P. Sharma, Adv.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

11.09.2024

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1. The Petition under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.P.C., 1973'*) has been filed on behalf of the petitioner, seeking to quash the FIR No. 0010/2020 for the offence under Sections 406/498-A/377/354/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC, 1860'*) registered at Police Station Nanak Pura.
2. Issue notice.
3. Learned Additional Public Prosecutor appearing on advance notice, accepts notice on behalf of the State.
4. Brief facts of the case are that the marriage was solemnized between petitioner and respondent No. 2 on 09.03.2015 according to the Hindu rites and ceremonies and no child was born out of the said wedlock.



5. It is stated that the petitioner and the respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement Deed dated 01.11.2023 wherein it was *inter alia* settled between the parties that the respondent No. 2/wife and the petitioner/husband shall dissolve their marriage by decree of mutual consent. It is stated that petitioner/husband shall pay a sum of Rs. 3,00,000/- towards full and final settlement of all the claims of the respondent No. 2/wife. It is further stated that the petitioner has already paid Rs. 2,00,000/- to the respondent No. 2. A Demand Draft for a sum Rs. 1,00,000 i.e the balance amount, has been handed over to the respondent No. 2/wife by the in the Court today and the same has been accepted by the respondent No. 2/wife.

6. It is also stated that on 21.02.2024 the marriage between petitioner and respondent No. 2, had been dissolved as per the Hindu law.

7. The Petitioner No. 2 Rekha is not available today as she is suffering from high BP. She has signed the Petition and has also submitted her Affidavit. The Petitioner No. 1 and the complainant are present before this Court in-person today, and have been identified by their counsel and Investigating Officer concerned. . The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily.

8. The parties have submitted that all the disputes have been amicably settled *vide* Settlement Deed dated 01.11.2023 without any pressure and coercion. and thus, no fruitful purpose will be served in continuing with the FIR.

9. Today, the respondent No. 2/wife, who is present in Court, states that she has received all amounts due to her and has no objection if the FIR is quashed.



10. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion and also the fact that the present matter is a family matter, no useful purpose will be served in continuing with the proceedings, rather the same would create further acrimony between them. Hence, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto.

11. Moreover, there is no legal impediment in quashing the FIR in question.

12. Accordingly, the FIR No. 0010/2020 for the offence under Sections 406/498-A/377/354/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC, 1860'*) registered at Police Station Nanak Pura and all consequential proceedings emanating therefrom are quashed.

13. The Petition stands disposed of.

NEENA BANSAL KRISHNA, J

SEPTEMBER 11, 2024/PT