



\$~81

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 1057/2024, CRL.M.A. 9973/2024**

SHASHWAT PATEL AND ORS.

..... Petitioners

Through: Mr. Varun Mittal and Ms. Kajal Garg,
Advocates with petitioner No. 1
through V.C. and petitioner Nos. 2
and 3 in person.

versus

STATE OF DELHI NCT AND ANR.

..... Respondents

Through: Mr. Sanjay Lao, ASC for State with .
Mr. Sanjeev Malik, Mr. Rana Kunal
and Ms. Shivani Mehta, Advocates
for respondent No.2 with respondent
No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

03.04.2024

%

1. The present petition has been filed under Article 226 of the Constitution of India read with Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 171/2023 registered under Sections 498-A/406/34 IPC at P.S. North Rohini, Delhi on the ground that the parties have amicably settled their disputes.
2. The present FIR is an outcome of a matrimonial dispute between the complainant/respondent No. 2 (wife) and petitioner No. 1 (husband) and petitioner Nos. 2 and 3 are in-laws of the complainant.
3. Mr. Lao, learned Standing Counsel for the State submits that in the present case petitioners are the only accused persons and respondent No. 2 is the complainant/victim.



4. Learned counsel for the petitioners submits that the parties have settled their disputes vide Compromise/Settlement Deed dated 23.12.2023. In terms of the settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 13.03.2024 passed by the Family Court, North West, Rohini, Delhi in HMA No. 483/2024. It was agreed that a sum of Rs.35,00,000/-, as full and final settlement, shall be paid by petitioner No. 1 to respondent No. 2 towards her claims qua maintenance, stridhan, alimony, etc. It is further submitted that out of the settled amount, a sum of Rs.25,00,000/- has already been paid and remaining balance amount of Rs.10,00,000/- is being paid today through a demand draft, photocopy whereof has been handed over in Court which is taken on record.

5. Petitioners and respondent No.2, who are present in Court, have been identified by their respective counsel as well as by I.O./ASI Ravinder, P.S. North Rohini.

6. Respondent No. 2 states that she has settled her disputes with petitioner No.1 of her own free will, volition and without any coercion. She also acknowledges the receipt of entire settled amount and submits that she has no objection in case the FIR is quashed against the petitioners, subject to encashment of demand draft of Rs.10 lacs given to her today in Court.

7. Learned counsel for the petitioners submits that no other proceedings are pending between the parties.

8. The parties shall remain bound by the statements and undertaking made in Court today.

9. In view of the above facts and since no useful purpose will be served in continuance of the present criminal proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby



quashed, subject to encashment of aforesaid demand draft of Rs.10 lacs.

10. With the above directions, the petition is disposed of alongwith miscellaneous application.

MANOJ KUMAR OHRI, J

APRIL 3, 2024

ga