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

+ **CRL.M.C. 2766/2024**

**NARESH DILIP BAKSHI AND ANR** ..... Petitioners

Through: Mr.Nishant Tyagi and Mr.Ankit  
Gupta, Advs. with petitioners in  
person.

versus

**STATE AND ANR** ..... Respondents

Through: Mr. Shoaib Haider, APP with  
SI Ruby.

Mr.Mukul Kumar Gupta,  
Mr.Rajesh Chudhary, Advs. for  
R-2 with respondent no.2.

**CORAM:**

**HON'BLE MR. JUSTICE NAVIN CHAWLA**

**ORDER**

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**05.04.2024**

**CRL.M.A. 10545/2024 (Exemption)**

1. Allowed, subject to all just exceptions.

**CRL.M.C. 2766/2024**

2. This petition has been filed under Section 482 of the Code of Criminal Procedure, 1973 (in short, 'Cr.P.C.') seeking quashing of FIR No.0243/2018 registered at Police Station: Inderpuri, Delhi, under Sections 498A/406/34 of the Indian Penal Code, 1860 (in short, 'IPC') along with all other proceedings arising therefrom, based on a settlement.

3. The learned counsel for the petitioners submits that the subject FIR was an offshoot of the matrimonial discord between the parties, that is, the petitioner no.1 and the respondent no. 2.

4. The learned counsel for the petitioners submits that the parties



have amicably settled their *inter se* disputes and have entered into a settlement vide Memorandum of Understanding dated 18.03.2024 and are happily living together.

5. The respondent no.2, who is personally present in Court and has been duly identified by the Investigating Officer (IO), reaffirms that she has settled all the disputes with the petitioners out of her own free will and without any coercion and she is living together happily with the petitioners. She submits that she has no objection if the present FIR is quashed.

6. I have perused the contents of the FIR and also the settlement between the parties.

7. Keeping in view the fact that the disputes between the parties have been amicably settled and the fact that the petitioner and the respondent no.2 are residing together happily, I find that no useful purpose shall be served in continuing with the proceedings of the present FIR as the chances of its success will be rather minuscule and it would rather create further acrimony between the parties and will be an unnecessary burden on the State exchequer. The continuation of the proceedings would rather act as a hindrance in the happy married life of the petitioner and the respondent no.2.

8. Guided by the principles enunciated by the Supreme Court in its judgments in *Jitendra Raghuvanshi v. Babita Raghuvanshi*, (2013) 4 SCC 58; *Gian Singh v. State of Punjab*, (2012) 10 SCC 303; *Parbatbhai Aahir @ Parbatbhai Bhimsinbhai Karmur & Ors. v. State of Gujarat & Ors.*, (2017) 9 SCC 641; and, *State of Haryana & Ors. v. Bhajan Lal & Ors.*, 1992 Supp (1) SCC 335, this Court deems



it appropriate, in the interest of justice, to exercise its inherent powers under Section 482 of the Cr.P.C. to quash the FIR and all the proceedings emanating therefrom.

9. Accordingly, the petition is allowed. FIR No.0243/2018 registered at Police Station: Inderpuri, Delhi, under Sections 498A/406/34 of the IPC and all consequential proceedings emanating therefrom against the petitioners are quashed.

**NAVIN CHAWLA, J**

**APRIL 5, 2024/Arya/RP**

*Click here to check corrigendum, if any*