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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 3864/2023**

KHEM CHAND SHARMA & ORS. Petitioners
Through: Dr. A.P. Singh, Ms. Richa Singh, Ms.
Pratima Rani, Mr. Nihal Shekhawat,
Advocates with petitioners in person.

versus

**THE STATE NCT OF DELHI, THROUG LEGAL DEPARTMENT
& ORS.** Respondents
Through: Mr. Sanjeev Sabharwal, APP for State
with SI Ankur, P.S. Nihal Vihar.
Respondent No.3 in person.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

05.04.2024

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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. 86/2019 registered under Sections 498-A/406/34 IPC at P.S. Nihal Vihar, 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. 3 (wife) and petitioner No. 1 (husband) and petitioner Nos. 2 to 5 are in-laws of the complainant.
3. Mr. Sabharwal, learned APP for the State submits that in the present case petitioners are the only accused persons and respondent No. 3 is the complainant/victim. It is submitted that chargesheet has been filed under the aforesaid sections.



4. Learned counsel for the petitioners submits that the parties have settled their disputes vide Memorandum of Understanding dated 18.04.2023. In terms of the settlement, the petitioner No.1 has paid a sum of Rs.2,00,000/- to respondent No.3 towards all her claims and she is now left with no claim against the petitioner.

5. Petitioners, who are present in Court, have been identified by their counsel as well as by I.O. SI Ankur, P.S. Nihal Vihar

6. Respondent No. 3, who is present in Court and identified by I.O., 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. She further states that she does not seek to divorce petitioner No.1 at the moment, however clarifies that she has no objection to the quashing of present FIR.

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. 2 lacs.

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

MANOJ KUMAR OHRI, J

APRIL 5, 2024

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