



\$~133

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

+ **CRL.M.C. 3124/2024**

**SADDAM HUSSAIN AND OTHERS**

..... Petitioners

Through: Mr. Faisal Khan and Mr. Faraz Khan,  
Advts. with petitioners in person.

versus

**STATE AND ANOTHER**

..... Respondents

Through: Mr Raj Kumar, APP for the State  
with SI Rohan Singh Police Station  
Punjabi Bagh  
Mohd. Rashid and Mr. Danish Eqbal,  
Advts. for R2 with respondent no. 2 in  
person.

**CORAM:**

**HON'BLE MR. JUSTICE VIKAS MAHAJAN**

**ORDER**

**24.04.2024**

%

**CRL.M.A. 12105/2024 (exemption)**

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

**CRL.M.C. 3124/2024**

3. The present petition has been filed under Section 482 CrPC seeking quashing of FIR No.232/2021 under Sections 498A/406/34 IPC registered at Police Station Punjabi Bagh and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.
4. Issue notice. The learned APP for the State accepts notice. He submits that since the FIR is an outcome of a matrimonial dispute and the parties have arrived at a settlement, the State has no objection in case the FIR in question is quashed.



5. The petitioner no.1 (former husband), petitioner nos. 2 – 5, who are close relatives of petitioner no. 1, as well as, respondent no. 2 (former wife) are present in the Court and they have been identified by their respective counsel and by the Investigating Officer SI Rohan Singh Police Station Punjabi Bagh.

6. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 29.03.2019 according to Muslim Rites and Customs. Out of the said wedlock, no child was born.

7. On account of temperamental issues certain disputes arose between the parties and they started living separately w.e.f. 13.07.2020. The dispute between the parties also led to the registration of present FIR.

8. During the pendency of the proceedings, the parties have dissolved their marriage by Deed of Dissolution of Marriage / Mubarat Nama dated 16.11.2022, copy of which is annexed as Annexure P6 to the present petition.

9. It is a term of the settlement between the parties that the petitioner no.1 shall pay a total sum of Rs.1,50,000/- to the respondent no.2 towards full and final settlement of all her claims on account of permanent alimony, dowry articles, maintenance (past, present and future) etc. The entire amount of Rs. 1,50,000/- has already been paid by the petitioner no.1 to the respondent no.2 in the manner as mentioned in the settlement.

10. The receipt of entire amount of Rs.1,50,000/- is acknowledged by the respondent no.2, who is present in court.

11. The respondent no.2, on a query put by the Court, states that she has no objection in case the FIR is quashed.

12. In view of the fact that the parties have arrived at a settlement, no



useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.

13. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.

14. Consequently, the petition is allowed and the FIR No.232/2021 under Sections 498A/406/34 IPC registered at Police Station Punjabi Bagh alongwith all other proceedings emanating therefrom, is quashed.

15. The petition stands disposed of in the above terms.

16. Order be uploaded on the website of this court.

**VIKAS MAHAJAN, J**

**APRIL 24, 2024**  
**N.S. ASWAL**