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

+ **CRL.M.C. 3471/2024 & CRL.M.A. 13349/2024**

AMIT SALUJA AND ANR

.....Petitioners

Through: Mr. Vikas Ahuja and Mr. Aditya
Sharma, Advs.

versus

THE STATE AND ANR

.....Respondents

Through: Mr. Hitesh Vali with advocates Neel
Nayyar , Shubham Sharma , Ashutosh
Arya , Arun Vats , Tarun Vijayran ,
Anmol Sharma with SI Manju, PS
Vikaspuri.
Ms. Salini Goswami, Adv. for
Complainant.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **24.07.2024**

1. This petition has been filed seeking quashing of FIR No.799/2020 PS Vikaspuri under Sections 498A/ 406 / 34 IPC on the basis of a settlement arrived at between the parties with the facilitation of Counselling Cell, Family Courts, Dwarka which is on record of this Court.
2. As per the settlement, an amount of Rs.15 Lacs was agreed to be paid to respondent No.2/complainant out of which Rs.10 Lacs have been paid and received and the balance of Rs.5 Lacs is being paid *vide* DD No.440400 drawn on Union Bank of India which is duly received by respondent No.2 in Court and acknowledged the same. Petitioner Nos.1 & 2 and respondent No.2 are present in Court and duly identified by the IO.



3. The marriage between the petitioner No.1 and respondent No.2 took place on 21st April, 2015 and has since resulted in a decree of divorce dated 16th January, 2024. One male child was born out of wedlock.
4. Considering the above settlement between the parties and the chances of conviction of the petitioners being remote and bleak, there is no use continuing with proceedings of the present FIR as it would be a misuse of the process of the Court and an unnecessary burden on the State exchequer. Accordingly, the petition is allowed. Consequently, the FIR No.799/2020 PS Vikaspuri under Sections 498A/ 406 / 34 IPC and proceedings emanating therefrom are quashed.
5. Parties shall abide by the terms of settlement.
6. Accordingly, the petition is disposed of. Pending applications (if any) are disposed of as infructuous.
7. It is however made clear that the said settlement will not affect the rights of the minor child in future.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

JULY 24, 2024/MK