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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 3481/2024**
ABDUL KHALIQ & ORS.

..... Petitioners

Through: Mr.Avinash Kumar, Adv. along
with the petitioners present in
person.

versus

**STATE (GOVT OF NCT OF DELHI)THROUGH POLICE
STATION JAGATPURI DELHI & ANR.**

..... Respondents

Through: Mr.Shoaib Haider, APP.
SI Ashok Kumar, PS Jagat Puri.
Respondent no.2 present in
person.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA

ORDER

% **02.05.2024**
CRL.M.A. 13379/2024 (Exemption)

1. Allowed, subject to all just exceptions.

CRL.M.C. 3481/2024

1. 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. FIR No. 497/2021 registered at Police Station: Jagatpuri, Delhi under Sections 498A/406/34/354 of the Indian Penal Code, 1860 (in short, 'IPC'), along with all other proceedings arising therefrom, on the basis of a settlement.

2. Issue notice.

3. Notice is accepted by Mr.Shoaib Haider, learned APP on behalf



of the State.

4. 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.

5. The learned counsel for the petitioner submits that the parties have amicably settled all their *inter se* disputes and have entered into a settlement vide Settlement Agreement dated 11.07.2022 before the Delhi Mediation Centre, Karkardooma Courts, Delhi.

6. The respondent no.2, who is present in person and has been duly identified by the Investigating Officer (IO), affirms that she has settled all the disputes with the petitioners out of her own free will and without any coercion. The respondent no.2 submits that she has no objection if the present FIR is quashed.

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

8. As the disputes between the parties arose out of a matrimonial relationship, and now the same have been amicably settled and the petitioner no.1 and the respondent no.2 are residing together happily, and also looking into the nature of the allegations made in the complaint, in my opinion, no useful purpose would be served in keeping the FIR alive. In fact, 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 no.1 and the respondent no.2.

9. 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.

10. Accordingly, the petition is allowed. FIR No. 497/2021 registered at Police Station: Jagatpuri, Delhi under Sections 498A/406/34/354 IPC and all consequential proceedings emanating therefrom against the petitioners are quashed.

NAVIN CHAWLA, J

MAY 2, 2024/rv/RP

[Click here to check corrigendum, if any](#)