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

+ CRL.M.C. 4115/2024 & CRL.M.A. 15647/2024 (exemption)

SACHIN CHAWLA ORS

..... Petitioners

Through: Mr. Aman Chawla, Advocate
alongwith petitioners in person.

versus

STATE OF NCT DELHI & ANR.

..... Respondents

Through: Mr. Hemant Mehla, APP for the State
with Ms. Mridul Sharma, Advocate.
SI Sunil, PS Tilak Nagar.
Ms. Divya Taneja, Mr. Mohit Monga,
Mr. Pulkit Taneja and Mr. Sameer
Chatadh, Advocates for R-2
alongwith R-2 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

20.05.2024

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1. The present petition filed under Section 482 of the Cr.P.C. seeks quashing of the FIR No. 0755/2022, under Sections 498A/354/506/406/377/34 IPC, registered at P.S. Tilak Nagar and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Karuna, Learned Metropolitan Magistrate, Mahila Court (West), Tis Hazari Courts, Delhi.
2. The marriage between petitioner no.1/husband and respondent no.2/wife was solemnized on 07.12.2020 as per Hindu rites and ceremonies.
3. No child was born out of the said wedlock.
4. Due to matrimonial differences between petitioner no. 1 and respondent no. 2, the parties started residing separately from 27.07.2022. Subsequently, respondent no.2/complainant lodged an FIR against the



petitioners.

5. On 05.04.2024, parties arrived at a settlement and as per the said settlement deed, petitioner no.1 has agreed to pay an amount of Rs. 12,00,000/- to the respondent no.2/wife towards full and final settlement of all her claims including *istridhan*, permanent alimony and maintenance - present, past and future.

6. The marriage between the parties stands dissolved by a decree of divorce dated 03.05.2024, passed by Shri Vinay Kumar Khanna, Principal Judge, Family Courts (West), Tis Hazari Courts, Delhi (Annexure P-4). Further, as per the settlement deed, an amount of Rs. 6,00,000/- has already been paid to the complainant/respondent no.2 and the remaining amount of Rs. 6,00,000/- has been paid to her in court today, by means of a demand draft.

7. Petitioners and complainant/respondent no. 2 are present before the Court and have been duly identified by their respective counsel, as well as the Investigating Officer, SI Sunil, PS Tilak Nagar.

8. A demand draft bearing no. 985686 dated 10.05.2024 for Rs. 6,00,000/- drawn on Kotak Mahindra Bank has been handed over to the complainant/Respondent No.2, who acknowledges the receipt of the same.

9. The complainant/respondent No.2 states that the matter has been settled with the petitioners and she has no objection if the FIR is quashed. She further states that all the terms of the agreement/settlement have been complied with.

10. In view of the settlement between the parties, learned APP for the State also has no objection if the present FIR is quashed.

11. In *Gian Singh v. State of Punjab*, (2012) 10 SCC 303, the Hon'ble



Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

12. In view of the aforesaid circumstances, and the fact that the parties have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 0755/2022, under Sections 498A/354/506/406/377/34 IPC, registered at P.S. Tilak Nagar and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Karuna, Learned Metropolitan Magistrate, Mahila Court (West), Tis Hazari Courts, Delhi.

13. In the interest of justice, the petition is allowed, and the FIR No. 0755/2022, under Sections 498A/354/506/406/377/34 IPC, registered at P.S. Tilak Nagar and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Karuna, Learned Metropolitan Magistrate, Mahila Court (West), Tis Hazari Courts, Delhi, are hereby quashed.

14. Petition is allowed and disposed of accordingly.

15. Pending application(s), if any, also stand disposed of.

AMIT SHARMA, J

MAY 20, 2024/sn

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