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

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Date of Decision: 31.05.2024

+ CRL.M.C. 4138/2024

ANAND KUMAR AND ORS.

..... Petitioners

Through: Mr. Naveen Kumar, Advocate with
Petitioners-in-person.

versus

THE STATE AND ANR.

..... Respondents

Through: Ms. Kiran Bairwa, APP for State with
SI Mahendra Patel, PS: Narela.
Mr. Anil Rana, Advocate for R-2 with
R-2-in-person.

CORAM:

HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA

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J U D G M E N T

ANOOP KUMAR MENDIRATTA, J (ORAL)

CRL.M.A. 15701/2024

Exemption allowed, subject to just exceptions.

Application stands disposed of.

CRL.M.C. 4138/2024

1. Petition under Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioners for quashing of FIR No. 1432/2014, under Sections 498A/406/34 IPC registered at PS: Narela and proceedings emanating therefrom.
2. Issue notice. Learned APP for the State along with respondent No. 2 appear on advance notice and accept notice



3. In brief, as per the case of the petitioners, marriage between Rohit (since deceased) and respondent No. 2 was solemnized according to Hindu rites and ceremonies on 06.04.2013. No child was born out of the wedlock. Due to temperamental differences, Rohit and respondent No. 2 started living separately. On complaint of respondent No. 2, present FIR was registered on 12.11.2014. In the meantime, during pendency of trial, Rohit (Husband of Respondent no. 2) expired on 04.03.2023, which has been verified by the prosecution.

4. The disputes are stated to have been amicably settled between the parties in terms of Settlement Deed dated 20.04.2024.

5. Learned APP for the State submits that in view of amicable settlement between the parties, he has no objection in case the FIR in question is quashed.

6. Petitioners and respondent No. 2 are present in person and have been identified by SI Mahendra Patel, PS: Narela. I have interacted with the parties and they confirm that the matter has been amicably settled between them without any threat, pressure or coercion. Respondent No. 2 also states that nothing remains to be further adjudicated upon between the parties and she has no objection in case the FIR in question is quashed.

7. Considering the facts and circumstances, since the matter has been amicably settled between the parties, no useful purpose shall be served by keeping the case pending. It would be nothing but an abuse of the process of Court. Consequently, FIR No. 1432/2014, under Sections 498A/406/34 IPC registered at PS: Narela and proceedings emanating therefrom stand quashed.

Petition is accordingly disposed of. Pending applications, if any, also stand disposed of.



2024 : DHC : 4584



A copy of this order be forwarded to learned trial court for information.

ANOOP KUMAR MENDIRATTA, J.

MAY 31, 2024/R