



\$~16

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

+ **CRL.M.C. 4262/2024**

MANOJ KUMAR & ORS.

.....Petitioners

Through: Ms. Gunjan Sinha Jain, Adv.
(DHCLSC) with Mr. Akshay Kumar
and Mr. Devashish, Adv.

versus

THE STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Hitesh Vali, APP for the State
with Mr. Deepankar Kataria, Adv.
with SI Manisha Sharma, PS Maidan
Garhi.
Mr. Ekram Ali Ansari, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

13.08.2024

%

1. This petition has been filed seeking quashing of FIR No.53/2021 PS Maidan Garhi under Sections 498A/406/34 IPC basis of settlement dated 31st, August, 2023, arrived at with the facilitation of Counselling Cell, Family Court, Saket, New Delhi, which is on record of this Court.
2. Petitioner Nos.1-7 and respondent No.2/complainant are present in Court (except for petitioner No.6 who is exempted) and duly identified by the IO and their respective counsels.
3. As per the settlement, an outstanding balance of Rs.20,000/- is tendered *vide* DD No.427626 drawn on Kotak Mahindra Bank and duly received by respondent No.2 in Court.



4. The marriage of the petitioner No.1 and respondent No.2 was solemnised on 23rd January, 2014, but due to marital discord, the marriage has resulted in a divorce by decree dated 20th November, 2023. No child was born out of wedlock.
5. 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.53/2021 PS Maidan Garhi under Sections 498A/406/34 IPC and proceedings emanating therefrom are quashed.
6. Parties shall abide by the terms of settlement.
7. Accordingly, the petition is disposed of. Pending applications (if any) are disposed of as infructuous.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 13, 2024/MK