



2024:DHC:6065



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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of Decision: 13.08.2024

+ W.P.(CRL) 1749/2024

SH. BALBIR

.....Petitioner

Through: Mr. Zeeshan Khan, Adv. with
Petitioner-in-person.

versus

THE STATE GOVERNMENT OF NCT OF DELHI
& ANR.

.....Respondents

Through: Ms. Rupali Bandhopadhyaya, ASC with
SI Vivek Kumar, PS: Neb Sarai.
Mr. Zeeshan Khan, Adv. 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)**

1. Writ petition under Article 226 of the Constitution of India read with Section 482 of the Code of Criminal Procedure, 1973 ('Cr.P.C.') has been preferred on behalf of the petitioner for quashing of FIR No. 0291/2022, under Sections 498A/406/34 IPC, registered at PS: Neb Sarai and proceedings emanating therefrom.
2. Issue notice. Learned ASC for the State and learned counsel for respondent No. 2 along with respondent No. 2 in person appear on advance notice and accept notice.
3. In brief, as per the case of the petitioners, marriage between petitioner and respondent No. 2 was solemnized according to Hindu rites and ceremonies on 30.05.2014. Due to matrimonial differences, petitioner No. 1 and respondent No. 2 started living separately. On complaint of respondent



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No. 2, present FIR was registered on 22.04.2022.

4. The disputes are stated to have been mutually resolved between the parties vide MoU dated 24.05.2024 and petitioner and respondent No. 2 are happily residing together since then.

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

6. Petitioner and respondent No. 2 are present in person and have been identified by SI Vivek Kumar, PS: Neb Sarai. 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. The chances of conviction are bleak in view of amicable settlement between the parties. Consequently, FIR No. 0291/2022, under Sections 498A/406/34 IPC, registered at PS: Neb Sarai and proceedings emanating therefrom stand quashed.

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

A copy of this order be forwarded to learned Trial Court for information.

ANOOP KUMAR MENDIRATTA, J

AUGUST 13, 2024/R