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

+ CRL.M.C. 8574/2023

MANOJ & ORS.

..... Petitioners

Through: Mr. Mayank Mohan, Advocate with
petitioners in person.

versus

THE STATE (GOVT OF NCT OF DELHI) & ANR..... Respondents

Through: Mr. Aashneet Singh, APP for State
with SI Amit Kumar PS D.B.G. Road,
New Delhi.

Mr. S.S. Bedi, Advocate for
respondent No.2 along with
respondent No.2.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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25.04.2024

1. The present petition has been filed under Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 189/2016 registered under Sections 498-A/406/34 IPC at P.S. D.B.G. Road, New Delhi on the ground that the parties have amicably settled their disputes.
2. The present FIR is an outcome of a matrimonial dispute between the complainant/respondent No. 2 (wife) and petitioner No. 1 (husband) and petitioner Nos. 2 to 6 are the in-laws of the complainant.
3. Mr. Aashneet Singh, learned APP for the State submits that in the present case petitioners are the only accused persons and respondent No. 2 is the complainant/victim. It is stated that the charge-sheet has been filed.
4. Learned counsel for the petitioners submits that the parties have settled their disputes before the Counselling Cell, Family Court, Tis Hazari



Courts, Delhi on 21.09.2022. In terms of the settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 14.03.2023 passed by the Family Court, Central, Tis Hazari Court, Delhi in HMA No. 305/2023. It was agreed that a sum of Rs.10,50,000/- as full and final settlement shall be paid by petitioner No. 1 to respondent No. 2 towards her claims qua maintenance, stridhan, alimony, etc. It is further submitted that out of the settled amount of Rs.10,50,000/-, remaining balance amount of Rs.3,50,000/- is being paid today through a demand draft bearing number 021380 dated 24.04.2024 drawn on HDFC Bank, Peeragarhi, New Delhi-110087, a photocopy of which has been placed on record.

5. Petitioners and respondent No.2, who are present in Court, have been identified by their counsel as well as by I.O./ SI Amit Kumar PS D.B.G. Road, New Delhi.

6. Learned counsel for the petitioners, on instructions from the petitioner No.1, submits that petitioner No.1 is ready and willing to state that rights of the minor child, who is in the custody of respondent No.2, as available under the law shall remain unaffected by the terms of the settlement. The petitioner No.1, who is present in the Court reiterates the same. In acknowledgement of the said statement, petitioner No.1 and his counsel have signed the order sheets.

7. Respondent No. 2, who is also present in Court and identified by the I.O., states that she has settled her disputes with petitioner No.1 of her own free will, volition and without any coercion. She also acknowledges the receipt of entire settled amount and submits that she has no objection in case the FIR is quashed against the petitioners subject to encashment of the



demand draft of Rs.3,50,000/- handed over to her today.

8. Learned counsel for the petitioners submits that no other proceedings are pending between the parties.

9. The parties shall remain bound by the statements and undertaking made in Court today.

10. In view of the above facts and since no useful purpose will be served in continuance of the present criminal proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby quashed, subject to encashment of aforesaid demand draft of Rs.3.5 lac.

11. With the above directions, the petition is disposed of.

MANOJ KUMAR OHRI, J

APRIL 25, 2024/rd