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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 8737/2023, CRL.M.A. 32621/2023**

PRATHAM SONI & ANR.

..... Petitioners

Through: Mr. Umesh Gupta, Mr. Rajat Narang
and Mr. Puneet Sharma, Advocates
with petitioner in person.

versus

**STATE (GOVT. OF NCT OF DELHI) THROUGH SHO
& ANR.**

..... Respondents

Through: Ms. Shubhi Gupta, APP for State with
SI Vijay Dutt, P.S. CAW Cell, Nanak
Pura.
Respondent No.2 in person with her
counsel.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

05.02.2024

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1. The present petition has been filed under Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 0011/2020 registered under Sections 498-A/406/34 IPC at P.S. CAW Cell, Nanak Pura, 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 No. 2 is mother-in-law of the complainant.
3. Ms. Shubhi Gupta, 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.



4. Learned counsel for the petitioners submits that the parties have settled their disputes vide Memorandum of Understanding dated 27.01.2024. In terms of the settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 14.08.2023 passed by the Family Court, Patiala House Court, New Delhi in HMA No. 544/2023. It was agreed that a sum of Rs.16,50,000/- 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 total settled amount, a sum of Rs.11,00,000/- has already been paid and remaining balance amount of Rs.5,50,000/- is being paid today through a demand draft, 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 respective counsel as well as by I.O./SI Vijay Dutt, P.S. CAW Cell, Nanak Pura.

6. Respondent No. 2 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.5,50,000/- handed over to her today.

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

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

9. 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. 5.50 lacs.

10. With the above directions, the petition is disposed of alongwith miscellaneous applications.

MANOJ KUMAR OHRI, J

FEBRUARY 5, 2024

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