



\$~70

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 8969/2023**

SH RAHUL AND ORS

..... Petitioners

Through: Mr. Jai Subhash Thakur, Advocate
with petitioners.

versus

THE STATE NCT OF DELHI AND ANR.

..... Respondents

Through: Mr. Laksh Khanna, APP for State
with SI Manish, P.S. Budh Vihar.
Mr. Hitankshi Bhatnagar, Advocate
for respondent No. 2 with respondent
No.2 in person.

CORAM:
HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
25.01.2024

%

1. The present petition has been filed under Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 140/2019 registered under Sections 498-A/406/377/34 IPC at P.S. Budh Vihar, 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. Khanna, learned APP for the State submits that in the present case petitioners are the only accused persons and respondent No. 2 is the only complainant/victim.



4. Learned counsel for the petitioners submits that the parties have settled their disputes before the Delhi Mediation Centre, Rohini, Delhi on 17.09.2019. In terms of the settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 10.09.2021 passed by the Family Court, North West, Rohini, Delhi in HMA No. 905/2021. It was agreed that petitioner No. 1 shall pay a sum of Rs.4,00,000/-, as full and final settlement, to respondent No. 2 towards her claims qua maintenance, stridhan, alimony, etc. It is further submitted that out of the settled amount of Rs.4,00,000/-, remaining balance amount of Rs.1,00,000/- 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 Manish, P.S. Budh Vihar.

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.1,00,000/- handed over to her today. Affidavit of Respondent No.2 has been placed on record.

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.1,00,000/-.

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

MANOJ KUMAR OHRI, J

JANUARY 25, 2024

ga