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

+ **W.P.(CRL) 2552/2024**

RUKESH KUMAR & ORS.

.....Petitioners

Through: Mr. Nischal Sharma, Advocate
(D/4445/17) along with Petitioners in
person.

versus

THE STATE GOVT OF NCT OF DELHI & ANR.Respondents

Through: Mr. Sanjay Lao, Standing Counsel for
the State with Mr. Abhinav Kumar
Arya and Mr. Priyam Agarwal,
Advocates.

Mr. Nikhil Rastogi, Mr. Parvinder
Singh and Mr. Vinod Kumar Mangal,
Advocates for R-2.

Respondent No.2/complainant in
person.

SI Braham Parkash (4385-D), PS
Sultan Puri

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

21.08.2024

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1. The present petition under Article 226 of the Constitution of India read with Section 528 BNSS has been filed by the Petitioners for quashing FIR No.241/2023 dated 13.03.2023, registered at Police Station Sultanpuri for offences punishable under Sections 498A/406/506/34 IPC. The present FIR is the outcome of a matrimonial dispute between the parties. The Respondent No.2 is the Complainant and the Petitioner No.1 is the husband of the Complainant.

W.P.(CRL) 2552/2024

Page 1 of 3



2. The principal ground on which the present petition has been filed is that the parties have settled the dispute before the Counselling Cell, Rohini, Delhi *vide* a Settlement dated 01.11.2023. It is stated the parties had filed a petition for divorce by mutual consent before the Ld. Principal Judge, Family Court, North West, Rohini Courts, Delhi and by a Judgment and Decree dated 03.06.2024, the marriage between the complainant/Respondent No.2 and the Petitioner No.1/husband stands dissolved. It is further stated in the petition that under the settlement, the Petitioner No.1/husband has agreed to give a Car bearing No.DL5CS8366 to the complainant/Respondent No.2 towards the full and final settlement of all her claims.

3. Today, the parties are present in Court. The Petitioners have been identified by their Counsel and the Investigating Officer. The Respondent No.2/complainant has been identified by her Counsel and the Investigating Officer. The Complainant/Respondent No.2 states that she has received the entire amount as per the settlement and has settled all her matrimonial disputes with the Petitioners out of her own free will, without pressure, coercion or undue influence and states that she does not want to pursue the present case any further and requests that the present FIR and the proceedings emanating therefrom may be quashed. The parties undertake that they will remain bound by the settlement and proceedings recorded before this Court.

4. Considering the fact that the dispute is a matrimonial dispute and the parties have amicably settled their disputes, the present case is squarely covered under the law laid down by the Supreme Court in Gian Singh v. State of Punjab, (2012) 10 SCC 303. In view of the settlement arrived at between the parties, this Court is satisfied that no useful purpose would be



served in continuing with the present proceedings. Resultantly, the FIR No.241/2023 dated 13.03.2023, registered at Police Station Sultanpuri for offences punishable under Sections 498A/406/506/34 IPC and the proceedings emanating therefrom are hereby quashed.

5. The petition stands disposed of in above terms, along with pending application(s), if any.

SUBRAMONIUM PRASAD, J

AUGUST 21, 2024

S. Zakir