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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 9271/2023**

GAGAN MEHTA & ORS.

..... Petitioners

Through: Ms. Yamini Rajola, Mr. Aman Malik
and Mr. Sumit Sarna, Advocates with
petitioners in person.

versus

STATE AND ANR.

..... Respondents

Through: Ms. Manjeet Arya, APP for State with
SI Priyanka, P.S. Rani Bagh.
Mr. Vivek Gaur, Mr. Gaurav Gaur
and Mr. Rohit Sehgal, Advocates for
respondent No.2 with respondent
No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER
16.01.2024

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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. 84/2023 registered under Sections 498-A/406/354(A)/34 IPC at P.S. Rani Bagh, 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 and 3 are mother-in-law and brother-in-law of the complainant respectively.
3. Ms. Arya, 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 vide Memorandum of Understanding dated 25.04.2023. In terms of the settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 18.10.2023 passed by the Family Court, West, Tis Hazari Court, Delhi in HMA No. 3096/2023. It was agreed that a sum of Rs.24,00,000/- 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.16,00,000/- has already been paid and remaining balance amount of Rs.8,00,000/- is being paid today through a demand draft No. 921092 dated 28.11.2023 drawn on Yes Bank, Kirti Nagar, New Delhi.

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 Priyanka, P.S. Rani Bagh.

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.8,00,000/- handed over to her today. Affidavit of Respondent No.2 has also 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.8 lacs.

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

MANOJ KUMAR OHRI, J

JANUARY 16, 2024

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