



2024:DHC:6583



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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of Decision: 30.08.2024

+ CRL.M.C. 6793/2024

SONU KUMAR@ SOHAN & ORS.

..... Petitioners

Through: Mr.Kartickay Mathur, Mr.Shubham
Mishra and Mr.Dinesh Kaushik,
Advocates with petitioners in person.

versus

THE STATE (GNCT OF DELHI) AND ANR. Respondents

Through: Ms.Meenakshi Dahiya, APP for State
with Mr.Vaibhav Sharma, Advocate
alongwith SI Mahendra, P.S. Narela.
Respondent No.2 in person.

CORAM:**HON'BLE MR. JUSTICE ANOOP KUMAR MENDIRATTA**

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J U D G M E N T**ANOOP KUMAR MENDIRATTA, J (ORAL)****CRL.M.A. 25942/2024**

Exemption allowed, subject to just exceptions.

Application stands disposed of.

CRL.M.C. 6793/2024

1. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS') has been preferred on behalf of the petitioners for quashing of FIR No.1183/2015, under Sections 498A/406/34 IPC registered at P.S. Narela and proceedings emanating therefrom.

2. Issue notice. Learned APP for the State along with respondent No. 2 in person appear on advance notice and accept notice.



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3. In brief, as per the case of the petitioners, marriage between petitioner No.1 and respondent No. 2 was solemnized according to Hindu rites and ceremonies on 24.04.2012. Two children were born out of the wedlock. Due to matrimonial differences, petitioner No.1 and respondent No.2 started living separately. On complaint of respondent No.2, present FIR was registered on 15.09.2015.

4. The disputes are stated to have been amicably settled between the parties in terms of the MOU dated 14.03.2024, though petitioner No.1 and respondent No.2 are stated to be residing together since 23.12.2019.

5. Learned APP for the State submits that in view of amicable settlement between the parties, she has no objection in case the FIR in question is quashed.

6. Petitioners and respondent No. 2 are present in person and have been identified by SI Mahendra, P.S.: Narela. I have interacted with the parties and they confirm that the matter has been amicably settled between them without any threat, pressure or coercion. Respondent No. 2 also states that nothing remains to be further adjudicated upon between the parties and she has no objection in case the FIR in question is quashed.

7. Considering the facts and circumstances, since the matter has been amicably settled between the parties, no useful purpose shall be served by keeping the case pending. It would be nothing but an abuse of the process of Court. The chances of conviction are bleak in view of amicable settlement between the parties. Consequently, FIR No.1183/2015, under Sections 498A/406/34 IPC registered at P.S. Narela and the proceedings emanating therefrom stand quashed.

Petition is accordingly disposed of. Pending applications, if any, also



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stand disposed of.

A copy of this order be forwarded to learned Trial Court for information.

ANOOP KUMAR MENDIRATTA, J.

AUGUST 30, 2024/v