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

+ **CRL.M.C. 7443/2024**

AMARDEEP SINGH & ORS.

.....Petitioners

Through: Mr. Harpreet Singh (D/1080/2008)
and Mr. Kishore, Advocates along
with Petitioners in person.

versus

THE STATE GOVT OF NCT DELHI & ANR.Respondents

Through: Mr. Shoaib Haider, APP for the State.
Mr. Kamal Jeet Singh (D-883/05),
Advocate for R-2 along with
Respondent No.2 in person.
SI Arti, D-3671, PS Tilak Nagar

CORAM:

HON'BLE MR. JUSTICE SUBRAMONIUM PRASAD

ORDER

% **20.09.2024**

CRL.M.A. 28421/2024 (Exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 7443/2024

1. The present petition under Section 482 Cr.P.C has been filed by the Petitioners for quashing FIR No.441/2022 dated 20.05.2022, registered at Police Station Tilak Nagar for offences punishable under Sections 498A/406/34 IPC on the ground that the Parties have entered into a settlement. 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.
2. The principal ground on which the present petition has been filed is



that the parties have settled their dispute before the Mediation Centre, Tis Hazari Courts, New Delhi *vide* a Settlement Agreement dated 07.11.2023. It is stated the parties had filed a petition for divorce by mutual consent before the Ld. Judge, Family Court-01, West District, Tis Hazari, Delhi and by a Judgment and Decree dated 03.05.2024, the marriage between the Complainant/Respondent No.2 and the Petitioner/husband stands dissolved. It is stated that as per the settlement, the Petitioner/husband has agreed to pay a sum of Rs.2,50,000/- to the Complainant/Respondent No.2 towards the full and final settlement of all her claims in the following manner:

- a. A sum of Rs.1,00,000/- was to be paid at the time of recording of statement of the First Motion.
- b. A sum of Rs.75,000/- was to be paid at the time of recording of statement of the Second Motion.
- c. A sum of Rs.75,000/- was to be paid at the time of quashing of the present FIR.

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 and 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, this Court is satisfied that no useful purpose would be served in continuing with the present proceedings. Resultantly, the FIR No.441/2022 dated 20.05.2022, registered at Police Station Tilak Nagar for offences punishable under Sections 498A/406/34 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

SEPTEMBER 20, 2024

S. Zakir