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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 9608/2024, CRL.M.A. 36881/2024**

SH. BRIJESH GOEL & ORS.

.....Petitioners

Through: Ms. Jyoti Sharma, Advocate with
petitioners in person.

versus

THE STATE (GOVT. OF NCT OF DELHI) & ANR.....Respondents

Through: Mr. Shoaib Haider, APP for State
with SI Joginder, P.S. South Rohini
and SI Bharat, P.S. KNK Marg.
Mr. Pankaj Kumar, Advocate for
respondent No.2 with respondent
No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

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09.12.2024

1. By way of present petition, the petitioners seek quashing of FIR No. 391/2020 registered under Sections 498-A/406/506/34 IPC and Section 4 of Dowry Prohibition Act at P.S. K.N. Katju Marg, 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 5 are in-laws of the complainant.
3. Ld. APP for the State submits that in the present case petitioners are the only accused persons and respondent No. 2 is the complainant/victim.
4. Learned counsel for the petitioners submits that the parties have settled their disputes vide MOU dated 19.11.2024. In terms of the



settlement, the parties have already been granted divorce by mutual consent vide divorce decree dated 19.11.2024 passed by the Principal Judge, Family Court, Gurugram, Haryana in HMA No. 596/2024. It was agreed that a sum of Rs.1 crore 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.20,00,000/- has been paid at the time of the first motion, Rs.30,00,000/- at the time of second motion and a FDR of Rs.30,00,000/- in favour of minor child namely, *Shivansh Goel* has been given to the respondent No.2. It is further submitted that remaining balance amount of Rs.20,00,000/- is being paid today through a demand draft bearing No. 735438 dated 05.12.2024 drawn on Federal Bank, Gurgaon.

Petitioner No.1, who is present in Court, undertakes that rights of their minor child namely *Shivansh Goel*, who is in custody of respondent No.2, shall remain unaffected by the terms of the aforesaid MOU. In acknowledgement of his statement made today in Court, petitioner No.1 as well as his counsel have signed the present order sheet.

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 Kulbir Singh, P.S. Hari Nagar.

6. Respondent No. 2 states that she has settled her disputes with petitioner No.1 out 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 demand draft of Rs.20 lacs given to her today in Court.



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. 20 lacs.
10. With the above directions, the petition is disposed of alongwith miscellaneous application.

MANOJ KUMAR OHRI, J

DECEMBER 9, 2024

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