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

+ **CRL.M.C. 2494/2025 & CRL.M.A. 11178/2025**

AMIT @ BUNTY & ORS.

.....Petitioners

Through: Mr. Rohit Kudiya and Mr. Arjun
Chaprana, Advocates with petitioners
in person

versus

STATE NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Shoaib Haider, APP for the State
with SI Arti, P.S. R.K. Puram and
ASI Ram Singh, P.S. Bindapur
Mohammad Sajid, Advocate for R-2
with R-2 in person

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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14.05.2025

1. The Petition under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.P.C.'*) has been filed on behalf of the Petitioners for quashing of FIR No. 0145/2021 dated 14.06.2021 under Sections 498A/406/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC'*), registered at Police Station R.K. Puram and all the proceedings emanating therefrom.
2. Issue Notice.
3. Mr. Shoaib Haider, learned APP appearing on advance Notice, accepts Notice on behalf of the State.
4. Brief facts of the case are that the marriage was solemnized between Petitioner No. 1 and respondent No. 2 on 03.12.2016, according to the



Hindu rites and ceremonies and one female child, namely, Baby Gunjan was born out of the said wedlock.

5. It is further submitted that on 14.06.2024, on the complaint of the Respondent No. 2, an FIR No. 0145/2021 under Sections 498A/406/34 of the IPC, got registered at Police Station R.K. Puram.

6. It is stated that the Petitioner No. 1 and the Respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement Deed dated 20.01.2024. In terms of the Settlement Deed dated 20.01.2024, the Statements of the parties have already been recorded. In the MOU, it was *inter alia* settled between the parties that the Respondent No.2/wife and the Petitioner No. 1/husband shall dissolve their marriage by decree of mutual consent. It is stated that the Petitioner No.1/husband shall pay a sum of Rs.11,00,000/- towards full and final settlement of all the claims in all respect i.e. towards past, present and future maintenance, balance *istridhan* and alimony of the Respondent No. 2/wife, in three instalments. It is also stated that the Petitioner No. 1 shall pay first instalment of Rs.2,00,000/- to Respondent No. 2/wife, at the time of recording of statements of both the parties in First Motion Petition under Section 13-B (1) of the Hindu Marriage Act, 1955 and the second instalment of Rs.4,00,000/- shall be paid to the Respondent No. 2, at the time of recording of statements in Second Motion Petition under Section 13-B(2) of the Hindu Marriage Act, 1955.

7. It is stated that the Petitioner has already paid two instalments amounting to Rs.6,00,000/- to the Respondent No. 2. Remaining instalment of Rs.5,00,000/- shall be paid at the time of quashing of present FIR.

8. It is also stated that on 04.10.2024, the marriage between the



Petitioner No. 1 and the Respondent No. 2, had been dissolved as per the Hindu law.

9. In view of the Settlement Deed dated 20.01.2024, the present Petition has been filed.

10. The parties are present before this Court in-person today and have been identified by their learned counsel and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily. The parties have undertaken to remain bound by the terms of the Settlement.

11. The parties have submitted that all the disputes have been amicably settled *vide* Settlement Deed dated 20.01.2024 and thus, no fruitful purpose will be served in continuing with the FIR.

12. The present Petition has been signed by the Petitioner No.1 and is supported by his Affidavit. The parties have reaffirmed the terms of the settlement arrived at *vide* Settlement Deed dated 20.01.2024 and they also submit that the said Settlement Deed dated 20.01.2024 has been arrived at between the parties, without any pressure and coercion.

13. Today, the Respondent No. 2/wife, who is present in the Court, states that she has received all amounts due to her and has no objection if the FIR is quashed.

14. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion and also the fact that the present matter is a family matter, no useful purpose will be served in continuing with the proceedings, rather the same would create further acrimony between them. Hence, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto.



15. Moreover, there is no legal impediment in quashing the aforesaid FIR in question. The custody of the child has been agreed to remain permanently with the Respondent No. 2.

16. Accordingly, FIR No. 0145/2021 dated 14.06.2021 under Sections 498A/406/34 of the IPC, registered at Police Station R.K. Puram and all consequential proceedings emanating therefrom are quashed. However, it is clarified that the said Settlement is without prejudice to the rights of the minor, in accordance with law.

17. The Petition alongwith pending Application, stands disposed of.

NEENA BANSAL KRISHNA, J

MAY 14, 2025

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