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

+ CRL.M.C. 5748/2023, CRL.M.A. 21647/2023, CRL.M.A. 21648/2023
& CRL.M.A. 21649/2023

ALOK VASHIST @ KULDEEP & ORS.Petitioners

Through: Mr. Anil Ohlan and Mr. Harsh Hardy,
Advocates alongwith petitioners in
person.

versus

STATE (NCT OF DELHI) & ANR.Respondents

Through: Mr. Ajay Vikram Singh, APP for the
State.

SI Ajay, PS Nangloi.

Mr. Shivam Garg, Advocate for R-2
alongwith R-2 in person.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

12.02.2025

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1. This hearing has been done through hybrid mode.
2. The present petition filed under Article 227 of the Constitution of India read with Section 482 of the CrPC seeks quashing of FIR No. 242/2019, under Sections 498A/406/341/34 of the IPC, registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Deepika Goyal Shokeen, learned Judicial Magistrate First Class (Mahila Court-03), Tis Hazari Courts, Delhi.
3. The marriage between petitioner no.1/husband and respondent no.2/wife was solemnized on 24.04.2018 as per Hindu rites and ceremonies.
4. No child was born out of the said wedlock.
5. Due to matrimonial differences between petitioner no. 1 and respondent



no. 2, the parties started residing separately from 29.11.2018. Subsequently, respondent no.2/complainant lodged an FIR against petitioner no.1 (husband), petitioner no. 2 (mother-in-law) and petitioner no. 3 (father-in-law).

6. On 23.08.2022, parties arrived at a settlement before the Counselling Cell, Family Courts, Tis Hazari Courts, Delhi and as per the said settlement deed, petitioner no.1 has agreed to pay an amount of Rs. 1,00,000/- to the respondent no.2/wife towards full and final settlement of all her claims including *istridhan*, permanent alimony and maintenance - present, past and future. The copy of the aforesaid settlement deed dated 26.08.2022 is on record (Annexure P-4).

7. In terms of the said settlement, the marriage between the parties stands dissolved by a decree of divorce dated 12.01.2023, passed by Shri Virender Kumar Bansal, Principal Judge, Family Court (West), Tis Hazari Courts, Delhi (Annexure P-5). Further, as per the settlement deed, an amount of Rs. 75,000/- has already been paid to respondent no.2 alongwith further Rs. 1,00,000/- in lieu of the three gold items which have not been returned and the remaining amount of Rs. 25,000/- has been paid to her in court today, by means of a cheque.

8. Petitioners and complainant/respondent no. 2 are present before the Court and have been duly identified by their respective counsel, as well as the Investigating Officer, SI Ajay, PS Nangloi.

9. A cheque bearing no. 087136 dated 12.02.2025 for Rs. 25,000/- drawn on Bank of Baroda has been handed over to the complainant/Respondent No.2, who acknowledges the receipt of the same.

10. The complainant/respondent No.2 states that the matter has been settled with the petitioners and she has no objection if the FIR is quashed. She further



states that all the terms of the agreement have been complied with.

11. In view of the settlement between the parties, learned APP for the State also has no objection if the present FIR is quashed.

12. In *Gian Singh v. State of Punjab*, (2012) 10 SCC 303, the Hon'ble Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

13. In view of the aforesaid circumstances, and the fact that the parties have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 242/2019, under Sections 498A/406/341/34 of the IPC, registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Deepika Goyal Shokeen, learned Judicial Magistrate First Class (Mahila Court-03), Tis Hazari Courts, Delhi.

14. In the interest of justice, the petition is allowed, and the FIR No. 242/2019, under Sections 498A/406/341/34 of the IPC, registered at P.S. Nangloi and all other consequential proceedings emanating therefrom, including the chargesheet pending before the court of Ms. Deepika Goyal Shokeen, learned Judicial Magistrate First Class (Mahila Court-03), Tis Hazari Courts, Delhi, is hereby quashed.

15. Petition is allowed and disposed of accordingly.



16. Pending application(s), if any, also stand disposed of.

FEBRUARY 12, 2025/sn/pr

AMIT SHARMA, J

Click here to check corrigendum, if any