



\$~31

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

+ **CRL.M.C. 9045/2024**

PRINCE

.....Petitioner

Through: Mr. Jameel Ahmed, Advocate with
petitioner in person.

versus

STATE GOVT OF NCT OF DELHI & ANR.Respondents

Through: Mr. Nawal Kishore Jha, APP for the
State with SI Sachin Panwar
Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

17.01.2025

%

CRL. M.A. 34659/2024 (exemption)

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL.M.C. 9045/2024

3. The present petition has been filed under Section 528 BNSS, 2023 seeking quashing of FIR No. 425/2017 under Sections 498A/34 IPC registered at Police Station Fatehpur Beri, Delhi and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.
4. Issue notice. The learned APP appearing on behalf of the State accepts notice. He submits that since the FIR is an outcome of a matrimonial dispute and the parties have arrived at a settlement, neither the State nor the



respondent no.2 have any objection in case the FIR in question is quashed.

5. The petitioner no.1 (former husband), as well as, respondent no. 2 (former wife) are present in the Court. The petitioner and respondent no. 2 have been identified by the Investigating Officer SI Sachin Panwar, Police Station Fatahpur Beri, Delhi.

6. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 20.08.2014 according to Hindu Rites and Ceremonies. Out of the said wedlock, no child was born.

7. On account of temperamental issues certain disputes arose between the parties and they started living separately w.e.f. 20.09.2014. The dispute between the parties also led to the registration of present FIR.

8. During the pendency of the proceedings, the parties arrived at a settlement, terms whereof were reduced in writing in the form of Deed of memo of Understanding dated 21.06.2022, which is annexed as Annexure-P4 to the present petition.

9. In terms of the said settlement, the parties decided to dissolve their marriage by filing a petition for divorce by way of mutual consent. Accordingly, second motion was allowed vide decree dated 02.05.2023.

10. The respondent no.2, on a query posed by the Court, states that she has no objection in case the FIR is quashed.

11. In view of the fact that the parties have arrived at a settlement, no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them.

12. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.

13. Consequently, the petition is allowed and the FIR No. 425/2017 under



Sections 498A/34 IPC registered at Police Station Fatehpur Beri, Delhi
alongwith all other proceedings emanating therefrom, is quashed.

14. The petition stands disposed of in the above terms.

VIKAS MAHAJAN, J

JANUARY 17, 2025
‘rs’