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

+ **CRL.M.C. 9994/2024**

DANISH AND ORS.

.....Petitioners

Through: Mr. Arun Sheoran and Mr. Sumit,
Advs. along with petitioners.

versus

STATE GOVT. OF NCT OF DELHI AND ANR.Respondents

Through: Mr. Nawal Kishore Jha, APP for the
State.

SI Sanjay Bansal, PS Bhajanpura
Mr. Rabindra Singh, Mr. Asif Ali,
Ms. Ekta Singh and Ms. Pooja, Advs.
for R-2 along with R-2.

CORAM:

HON'BLE MR. JUSTICE VIKAS MAHAJAN

ORDER

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15.01.2025

CRL.M.A. 38321/2024 (exemption)

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

CRL.M.C. 9994/2024

3. The present petition has been filed under Section 482 of CrPC seeking quashing of FIR No.584/2018 under Sections 498A/406/34 IPC registered at Police Station Bhajan Pura, Delhi and all consequential proceedings emanating therefrom on the ground that the parties have arrived at a settlement.
4. Issue notice. Mr. Nawal Kishore Jha, the learned APP appearing on



behalf of the State and Mr. Rabindra Singh, the learned counsel appearing on behalf of the respondent no.2 accept notice. They submit that since the FIR is an outcome of a matrimonial dispute and the parties have arrived at a settlement, they have no 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 and they have been identified by their respective counsel, as well as, by the Investigating Officer, SI Sanjay Bansal, PS Bhajanpura, Delhi.

6. The brief facts of the case are that the marriage between the petitioner no.1 and respondent no. 2 was solemnized on 23.10.2017 according to Muslim Rites and Customs.

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

8. During pendency of the proceedings, the parties were referred to Counselling Cell, Karkardooma Courts, Delhi where they have arrived at a settlement, terms whereof were reduced in writing in the form of Settlement Deed/Divorce Deed dated 08.04.2019, which is annexed as Annexure-B to the present petition.

9. In terms of the said settlement, the parties decided to dissolve their marriage.

10. It is a term of the settlement between the parties that the petitioner no.1 shall pay a total sum of Rs.3,00,000/- to the respondent no.2 towards full and final settlement of all her claims on account of permanent alimony, maintenance (past, present and future) etc. The said amount of Rs.3,00,000/- has already been paid by the petitioner no.1 to the respondent no.2 in the



manner as mentioned in the settlement.

11. The receipt of entire amount of Rs.3,00,000/- is acknowledged by the respondent no.2, who is present in court.
12. The respondent no.2, on a query posed by the Court, states that she has no objection in case the FIR is quashed.
13. 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.
14. It is, thus, in the interest of justice that the present FIR and all the other proceedings emanating therefrom be quashed.
15. Consequently, the petition is allowed and the FIR No.584/2018 under Sections 498A/406/34 IPC registered at Police Station Bhajan Pura, Delhi alongwith all other proceedings emanating therefrom, is quashed.
16. The petition stands disposed of in the above terms.
17. Order be uploaded on the website of this court.

VIKAS MAHAJAN, J

JANUARY 15, 2025/NG