

# Ravi Kumar & Ors vs The State (Govt. Of Nct Of Delhi) & Anr on 27 September, 2019

**Author: Rajnish Bhatnagar**

**Bench: Rajnish Bhatnagar**

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\* IN THE HIGH COURT OF DELHI AT NEW DELHI  
+ CRL.M.C. 4953/2019  
RAVI KUMAR & ORS ..... Petitioners  
Through Mr. S.K. Bhadauria, Adv. with  
petitioners in person,

versus

THE STATE (GOVT. OF NCT OF DELHI) & ANR ..... Respondents  
Through Mr. M.S. Oberoi, APP for State with  
ASI Virendra Prakash.  
Mr. Ajay Kr. Bansal, Adv. for R-2 with  
Respondent No.2 in person.

CORAM:  
HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

% 27.09.2019 Crl. M.A.No. 37133/2019 Exemption allowed subject to just exceptions.

The application stands disposed of.

1. Issue notice. Learned APP for the State accepts notice. Counsel for the respondent No.2 accepts notice.

2. This is a petition under Section 482 Cr.P.C. for quashing of FIR No.991/2014, under Sections 498A/406/34 IPC, registered at Police Station- Gandhi Nagar, Delhi, and all proceedings emanating therefrom.

3. The brief facts of the case are that the petitioner No.1 and respondent No.2 got married on 17.02.2010 according to Hindu rites and ceremonies and they lived together as wife and husband with each other. After the marriage, disputes and differences arose between them. On 20.12.2014, the respondent No.2 got the FIR No.991/2014, under Sections 498A/406/34 IPC, registered at Police Station- Gandhi Nagar, Delhi, against the petitioners.

4. Counsel for the petitioners submits that during the pendency of the trial, the parties have settled the matter amicably in terms of the Settlement dated 27.04.2019 before Delhi Mediation Centre,

Karkardooma Courts, Delhi. Copy of the said settlement is placed on record. Accordingly, the petition under Section 13(1) (ia) HMA Act was allowed and the marriage of the petitioner No.1 and respondent No.2 was dissolved vide decree dated 29.11.2019 passed by the Principal Judge, Family Courts, North East District, Karkardooma Courts, Delhi. The copy of the decree dated 29.11.2019 is already on record.

5. Respondent No.2 is present in Court today and she has been identified by the IO. The respondent No.2 admits that she has settled the matter amicably with the petitioner. She further submits that the settlement/compromise has taken place voluntarily, without any force, pressure or coercion. She submits that nothing remains to be adjudicated further between them and she has no objection if the FIR in question is quashed. Today, balance amount of Rs.70,000/- i.e. Rs.50,000/- by way of demand draft bearing No.756517 dated 21.09.2019, drawn on UCO Bank and Rs.25,000/- in cash, has been handed over to respondent No. 2.

6. Learned APP for the State submits that in view of the settlement, the State has no objection if the FIR in question be quashed.

7. Keeping in view the above facts and circumstances, since the matter has been amicably settled between the parties, no useful purpose will be served by keeping the case pending. It will be nothing but abuse of the process of law. Consequentially, this petition is allowed, subject to costs of 10,000/- to be deposited by the petitioners with the Delhi High Court Legal Services Committee within one week from today. Upon placing on record the proof of deposit of costs within a week thereafter and handing over its copy to the Investigating Officer, FIR No.991/2014, under Sections 498A/406/34 IPC, registered at Police Station- Gandhi Nagar, Delhi, and the proceedings emanating therefrom shall stand quashed.

8. The present petition stands disposed of accordingly. Dasti.

RAJNISH BHATNAGAR, J SEPTEMBER 27, 2019 jitender