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

+ CRL.M.C. 3117/2010
VISHWAJEET KUMAR

+ CRL.M.C. 3138/2010
RANJIT KUMAR & ORS. Petitioners
Through: Mr. Vishal Gosain, Adv.
versus

STATE NCT OF DELHI & ANR. Respondents
Through: Mr. Arvind Kr. Gupta, APP.
Mr. Bankey Bihari, Adv. for R-2
with respondent No.2 in person.
SI Rajnish, P.S. Vasant Kunj
(North).

CORAM:

HON'BLE MR. JUSTICE SANJIV KHANNA

ORDER

% **30.09.2010**

Crl. M.A. No.15821/2010 in Crl. M.C. No.3117/2010

Crl. M.A. No.15857/2010 in Crl. M.C. No.3138/2010

Exemptions allowed, subject to all just exceptions.

Crl. M.C. No.3117/2010 .

Crl. M.C. No.3138/2010

I have heard the statement made by respondent No.2, who is present with her father. I have also examined the allegations made in the FIRs. Matrimonial discord has resulted in filing of the criminal proceedings. After a long dispute lasting over 10 years, parties have entered into a settlement and have executed a settlement deed dated 28th September, 2010. In terms of the compromise/settlement deed, Rs.6,00,000/- (Rupees Six lacs) has been paid to respondent No.2 today in Court by way of three demand drafts bearing No.075087 for Rs.3,00,000/- (Rupees Three Lacs) drawn on HDFC Bank Ranchi, 695736 for Rs.2,00,000/- (Rupees Two Lacs) drawn on Canara Bank, 695735 for Rs.1,00,000/- (Rupees One Lac) drawn on Canara Bank. She has accepted the said demand drafts. Further payment of Rs.2,00,000/- (Rupees Two Lacs) is to be made when the respondent No.2 withdraws her application for setting aside of the ex-parte decree of divorce.

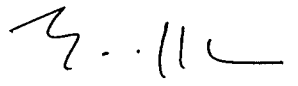
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physical file have been compared and
the digital data is as per the physical
file and no page is missing.

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The parties have decided to forget the past difference and have resolved their differences. I do not think in these circumstances prosecution proceedings should be allowed to continue. It is in the interest of justice that the prosecution proceedings should be quashed. It is pointed out that offences under Sections 323, 341 and 354 IPC are compoundable. Accordingly, the present petitions are allowed and the FIR No.252/2000 Police Station Vasant Kunj and FIR No.459/1999 Police Station Vasant Kunj and the proceedings emanating therefrom are hereby set aside and quashed.

Dasti.


SANJIV KHANNA, J.

SEPTEMBER 30, 2010

J/NA 