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18.11.2010

Present: Mr.Abhishek Kaushik, Advocate for the petitioners.
Ms. Fizani Husain, APP for the State with ASI Sumit Singh, IO.
Mr.Ajay Khatana, Advocate for respondent No.2 with
respondent no.2 in person.

Crl.M.C. No.3566/2010

This is a petition seeking quashing of FIR No.146/2009 under Sections 498A/406/34 IPC P.S. Nihal Vihar on the ground that the FIR was the result of a matrimonial dispute and now the petitioners and respondent No.2 have amicably settled the matter and now there is no dispute left between them.

Petitioners are present in court. They are identified by their counsel Mr.Abhishek Kaushik, Advocate. Respondent No.2 is also present, who is identified by her counsel Mr. Ajay Khatana, Advocate as well as by the Investigating Officer ASI Sumit Singh.

Petitioners as well as respondent No.2 confirm that they have settled the matter and now there is no dispute left between the parties. The Settlement Deed is also placed on record at page 46 of the petition, which contains the terms of the settlement and bears the signatures of the parties. Respondent No.2 submits that she has arrived at the settlement with the petitioners on her own accord without any undue pressure or inducement. She states that she has received the balance amount of Rs.1,00,000/- by way of a bank draft No.104751 dated

Signature Not Verified

09/12/2010
Digitally Signed By: AMITIYA
Certifying the digital data in
physical file have been compared and
the digital data is as per the physical
file and no page is missing.

09/12/2010 in Court today, in full and final settlement of all her claims and

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now she does not want any action against the petitioners on the basis of the FIR and requests for quashing of the FIR as well the proceedings emanating therefrom.

Learned APP submits that since the parties have arrived at an amicable settlement, the State has no objection if the FIR and the proceedings arising out of the same are quashed.

Since the parties have settled the matter, I feel that no useful purpose will be served by keeping the FIR as well as the proceedings arising out of the same alive. Accordingly, FIR No.146/2009 under Sections 498A/406/34 IPC P.S. Nihal Vihar and the proceedings emanating from the same are quashed.

The petition stands disposed of.


(AJIT BHARIHOKE)
JUDGE

NOVEMBER 18, 2010
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