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% 19.11.2010

Present: Mr. A.K. Goel, Adv. for the Petitioners.
Mr. U.L. Watwani, APP for the State-respondent
no.1 along with SI Ram Niwas, CAW Cell, North
East.
Mr. Singh, Adv. for respondent no. 2 along with
respondent no. 2 in person.

+ Crl. M.C. 3581/2010

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Petitioner no.1 and respondent no. 2 were married on
2nd May, 2001 as per Hindu rites and customs. Due to the
temperamental differences, they could not live together for
long and started living separately since 2003. On the
complaint of respondent no.2, FIR in question was registered
against petitioner no. 1 and his relatives i.e. petitioner nos. 2
to 5. Later on petitioner no. 1 filed a petition in the court of
Additional District Judge seeking divorce from respondent
no.2 on the ground of cruelty. During the pendency of the
said petition, petitioner no. 1 and respondent no. 2 have
settled their disputes amicably before the Mediation Centre,
Karkardooma Courts, Delhi. Terms of settlement have been
recorded in the proceeding sheet dated 24th October, 2009 of
learned Mediator which has been duly signed by the parties.

Signature Not Verified

Digitally Signed By: AMULYA
Certify that the digital file and
physical file have been compared and
the digital data is as per the physical
file and no page is missing.

Parties shall remain bound by the terms of the settlement. In terms of the settlement, petitioner no. 1 and respondent no. 2 have decided to part ways and, in fact, have already obtained divorce by way of mutual consent on 6th May, 2010. In terms of the settlement, balance amount of ₹ 4 lakh has been paid by the petitioner to the respondent No.2 vide a demand draft, photocopy whereof, has been placed on record.

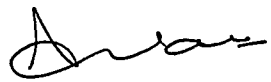
Since both the parties have decided to part ways and have obtained decree of divorce by way of mutual consent, in my view, no fruitful purpose would be served in keeping the FIR pending. Accordingly, in the larger interest, FIR No. 128/2003 under Sections 498-A/406/34 IPC registered at Police Station New Usmanpur and consequent proceedings emanating therefrom are quashed.

Petition is disposed of in the above terms.

Dasti.

NOVEMBER 19, 2010

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A.K. PATHAK, J.