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

+ CRL.M.C. 2763/2011

SUNIL KUMAR GAUR & ORS Petitioner
Through: Ms. Gitanjali Khanna, Advocate

versus

STATE & ORS Respondent
Through: Ms. Jasbir Kaur, Advocate with ASI
Rakesh Kumar, PS Sangam Vihar

CORAM:
HON'BLE MR. JUSTICE M.L. MEHTA

ORDER
11.11.2011

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This is a petition preferred by the petitioners for quashing of the FIR No.150 of 2008 under Sections 498A/406/34 IPC registered at Police Station Sangam Vihar, Delhi against the petitioners and the consequential proceedings arising therefrom.

The petitioners no. 1,2, 5 and 6 are present in person. Petitioners no. 3 and 4 have executed Power of Attorney in favour of petitioner no.2 which is taken on record. Respondent no.2 Ms. Rajni present in person.

The petitioner Mr. Sunil Kumar and respondent no.2/ complainant Ms. Rajni were married and they have one daughter Girija @ Gunja out of the wedlock. The daughter is stated to be in custody of her mother Ms. Rajni.

The parties have arrived at an amicable settlement and in terms of the settlement the petitioner no.1 Sunil Kumar and respondent no.2 Ms. Rajni have already got divorce by a decree of divorce by mutual consent. The decree of divorce dated 17.2.2011 is placed on record. The petitioner no.1

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Sunil and Rajni are now living separately. In terms of the settlement Rs.1 lac has already been paid by the petitioners to the respondent no.2 and Rs.75,000/- is being paid today by the petitioners to the respondent no.2 by way of bank draft in favour of Ms. Rajni. The petitioners and the respondent no.2 are identified by the IO and their counsel.

In view of the above, no useful purpose would be served by keeping the aforesaid FIR alive. Resultantly, the petition is allowed and the FIR No.150 of 2008 under Sections 498A/406/34 IPC registered at Police Station Sangam Vihar, Delhi against the petitioners and the consequential proceedings arising therefrom are hereby quashed.

The petition stands disposed of in above terms.

Dasti.



M.L. MEHTA,J

NOVEMBER 11, 2011

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