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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 941/2012

ADITYA KUMAR & ORS.

..... Petitioners

Through: Mr. Vimal Kumar Goswami, Advocate
for petitioners with Mr. Aditya Kumar,
petitioner No.1 in person.

versus

STATE OF NCT OF DELHI & ANR.

..... Respondents

Through: Ms. Jasbir Kaur, APP for State with
SI Manoj, P.S. Rohini South, Delhi.
Mr. Shahid Ali, Advocate for
respondent No.2.
Ms. Mohini, respondent No.2 in person.

And

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CRL.M.C. 942/2012

MOHINI & ORS

..... Petitioners

Through Mr. Shahid Ali, Advocate for petitioners
with Ms. Mohini, petitioner No.1 in
person.

versus

STATE & ANR

..... Respondents

Through: Ms. Jasbir Kaur, APP for State with
SI Ramvir Singh, P.S. Pandav Nagar,
Delhi.
Mr. Vimal Kumar Goswami, Advocate
with Mr. Aditya Kumar, respondent
No.2 in person.

CORAM:
HON'BLE MR. JUSTICE MANMOHAN

ORDER
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Present two petitions have been filed under Section 482 Cr.P.C. seeking quashing of two FIRs.

While the first FIR No. 169/2011 has been registered with Police Station Pandav Nagar, Delhi under Sections 406/498A IPC by Ms. Mohini-wife, the second FIR No. 294/2011 has been registered with Police Station Rohini South, Delhi by Mr. Aditya Kumar-husband under Sections 312/315/34 IPC.

Learned counsel for husband and wife have drawn this Court's attention to the Settlement Agreement dated 22nd February, 2012 executed between the parties before the Delhi Mediation Centre, Karkardooma Courts, Delhi wherein all issues between the parties have been resolved.

Both the learned counsel further state that marriage between the husband and wife has been dissolved by a Decree of Divorce passed by mutual consent by the trial Court on 25th October, 2012.

Both the learned counsel also state that in pursuance to the last order, the wife has met the minor child, namely, Anshika Kokhar at the husband's residence on 02nd November, 2012.

Present petitions are also supported by the affidavits of Mr. Aditya Kumar-husband and Ms. Mohini-wife.

Both Mr. Aditya Kumar-husband and Ms. Mohini-wife are personally present in Court and they have been identified by their counsel as well as by Investigating Officers of the aforesaid FIRs. Ms. Mohini-wife states that today

she has received the balance payment of ₹ 1,50,000/- by way of Banker's Cheque bearing No. 104904 dated 25th October, 2012 drawn on The Kangra Co-operative Bank Ltd. C-3/7, Prashant Vihar, Sector-14, Rohini, Delhi-110085 branch in full and final settlement of all her claims. Both Mr. Aditya Kumar-husband and Ms. Mohini-wife state that in view of the amicably resolution of their disputes, they are no longer interested in pursuing the aforesaid FIRs.

Mr. Aditya Kumar-husband who is personally present in Court also undertakes and assures this Court that he has no objection to his wife-Ms. Mohini's meeting their minor child once a fortnight at his residence after fixing a suitable time.

The aforesaid assurance and undertaking given by Mr. Aditya Kumar-husband is accepted by this Court and he is held bound by the same.

Keeping in view the aforesaid, this Court sees no purpose in continuing the present proceedings any further and accordingly, FIRs No. 169/2011 registered with Police Station Pandav Nagar, Delhi and 294/2011 registered with Police Station Rohini South, Delhi as well as any other consequential proceedings arising therefrom are quashed.

The petitions stand disposed of in the aforesaid terms.

Order dasti.


MANMOHAN, J

NOVEMBER 07, 2012

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