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

+ **W.P.(CRL) 55/2012**

AMIT GUPTA & ORS

..... Petitioner

Through Mr. Amrish Kumar, Adv. with
petitioners in person.

versus

STATE & ANR

..... Respondent

Through Mr. Dayan Krishnan, ASC for State
with SI Devi Lal PS Keshavpuram.
Mr. Ravinder Singh, Adv. for R-2
with R-2 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

10.01.2012

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Crl.M.A. 320/2012

Exemption allowed subject to just exceptions.

W.P.(CRL) 55/2012

This is a petition for quashing of FIR No. 378/2009 under Sections 498A/406/34 IPC registered at PS Keshav Puram, New Delhi on the complaint of Respondent No.2.

The complainant/Respondent No. 2 Ms. Neeru Gupta is present in person and is identified by her counsel. She states that the Petitioners and Respondent No.2/Complainant have entered into a Compromise. In terms of

W.P.(CRL) 55/2012

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the settlement, marriage between the Petitioner No. 1 and Respondent No. 2/complainant has been dissolved by a decree of divorce by mutual consent on 20th October, 2011. As part of full and final settlement of all the claims of the Respondent No. 2, the Petitioner No. 1 has paid ₹ 15 lakhs out of which ₹12.5 lakhs have already been paid to her and remaining amount of ₹2,50,000/- have been paid today in Court by way of a demand draft bearing No. "011348" drawn at Axis Bank Ltd, Delhi. She further states that in view of the settlement between the parties, she does not want to pursue the abovementioned FIR and the proceedings pursuant thereto.

In view of the fact that the parties have amicably resolved their differences of their own free will, volition and without any coercion and no useful purpose will be served in continuance of the proceedings, rather the same would create further acrimony between them, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

Consequently, FIR No. 378/2009 under Sections 498A/406/34 IPC registered at PS Keshav Puram, New Delhi and proceedings pursuant thereto are hereby quashed.

Parties have signed this order sheet in acknowledgment of their statements made before this Court.

The petition is disposed of. Order dasti.

Mukta Gupta
MUKTA GUPTA, J

JANUARY 10, 2012
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10/11/2012

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I certify all petitioners

Amresh Kumar

AMRISH KUMAR (Adv)

Enl. D/1150/07

Ch. N. 49, Tahir Building
to Hazari Court.

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Received
10/11/12
identity. Respondent
No. 2

(Ravinder Singh)
Advocate
Enl. No. D/209-01/12