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

+ **W.P.(CRL) 1563/2016**

SURENDER KUMAR

..... Petitioner

Represented by: Mr. Sameer Chandra, Advocate
with petitioner in person.

versus

THE STATE (NCT OF DELHI) & ANR

..... Respondents

Represented by: Mr. Rajesh Mahajan,
Additional Standing Counsel
for the State for Mr. Avi Singh,
Additional Standing Counsel
with SI Mukesh Kumar, PS
Dwarka South.
Mr. S.C. Mohan Mehta, Mr.
Zubair Raza, Advocates with
respondent No.2 in person.

CORAM:

HON'BLE MS. JUSTICE MUKTA GUPTA

ORDER

13.07.2016

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By this petition, the petitioners seeks quashing of FIR No. 402/2015 under Sections 354/509/323 IPC registered at PS Dwarka, South, Delhi on the complaint of respondent No.2 on the ground that the parties have settled the matter.

Learned Additional Standing Counsel for the State on instructions from the Investigating Officer submits that the petitioner Surender Kumar is the only accused in the FIR and the respondent No. 2 is the only complainant/victim.

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Petitioner and the Respondent No. 2 are present in Court and are identified by their respective counsels. Respondent No. 2 states that she has settled the matter with the petitioner and in terms of the settlement arrived at 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 settled the matter of their own free will, volition and without any coercion and no fruitful 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. 402/2015 under Sections 354/509/323 IPC registered at PS Dwarka, South, Delhi and proceedings pursuant thereto are hereby quashed subject to the petitioner depositing ₹10,000/- with the Delhi High Court Legal Services Committee within two weeks.

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

The petition is disposed of. Order dasti.

MUKTA GUPTA, J.

JULY 13, 2016
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