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

+ W.P.(CRL) 3082/2016

DHRUV SHARMA

..... Petitioner

Through: Mr. Man Mohan Goel &
Ms.Kamaleshi Gard, Advocates along
with petitioner in person.

versus

STATE GOVT. OF NCT OF DELHI & ORS.

..... Respondents

Through: Ms. Kamna Vohra, ASC along with
SI Mithlesh Yadav, PS – Moti Nagar,
for the State.
Mr. Vaibhav Kalra & Ms. Neha
Bhatnagar, Advocates for and along
with respondent No.2 in person.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

ORDER

24.10.2016

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Issue notice. Ms. Vohra accepts notice on behalf of the State.

Respondent No.2 is present in Court. She is represented through
counsel. His Vakalatnama is on record. The IO is also present and she also
identifies respondent No.2.

The present petition has been filed seeking quashing of the FIR
No.1140/2015 under Section 377 IPC registered at P.S. – Moti Nagar and

the investigation proceedings arising therefrom. The petition is premised on a settlement arrived at between the petitioner and the complainant respondent No.2 on 11.09.2015.

The submission of learned counsel for the petitioner is that statement of the complainant under Section 164 has not been recorded in the case yet. The parties have already obtained divorce of their marriage on 19.07.2016.

I may note that the parties had got married on 06.12.2014. Under the settlement, the petitioner has made entire payment of the settled amount to respondent No.2.

Respondent No.2, who is present in Court states that she does not wish to pursue her complaint any further and she also joins the prayer for quashing of the FIR in question.

Looking to the nature of the allegations and the fact that the respondent No.2 complainant does not wish to pursue her complaint, no useful purpose would be served in keeping the aforesaid FIR and the proceedings arising therefrom pending in the present case. In the interest of justice, the same are, accordingly, quashed.

VIPIN SANGHI, J

OCTOBER 24, 2016

B.S. Rohella