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

+ CRL.M.C. 202/2017

VIRENDER DAHIYA & ANR

..... Petitioners

Through Mr. P S Chauhan, Adv

versus

STATE (GOVT OF NCT OF DELHI) & ANR Respondents

Through Mr G M Farooqui, APP for State
ASI Tej Ram PS Najafgarh

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

% **23.11.2017**

Factum of death of petitioner no.1 stands verified by the State through the Investigating Officer. Petitioner no.2 is mother in- law of respondent no.2 (complainant).

Ms. Savita Khatri, respondent no.2 (complainant) is present in the Court and has been identified by SI Tej Ram of Police Station Najafgarh. Respondent no.2 says that she had settled the matter with petitioner no.1 (her husband) during his lifetime of her own free will, voluntarily and without any undue force, pressure or coercion . She further submits that her marriage with the petitioner no.1 has already been dissolved by a decree of divorce by mutual consent dated 27th May, 2017 passed by Family Courts, Dwarka, New Delhi. and she is not willing to pursue FIR No.386/2015 under section 498-A/406/34 IPC registered at police station Najafgarh

against the petitioner no.2 and, therefore, the same may be quashed.

Keeping in view the facts and circumstances of the case as detailed above, and since respondent no.2 (complainant) is not willing to pursue the aforesaid FIR against petitioner no.2 any further, in the interest of justice, FIR No.386/2015 under section 498-A/406/34 IPC registered at police station Najafgarh and the consequent proceedings emanating therefrom are quashed.

Petition is disposed of in the above terms. *Dasti.*

A.K. PATHAK, J

NOVEMBER 23, 2017

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