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

+ CRL.M.C. 938/2017

SHARAD SHARMA & ORS

..... Petitioners

Through: Mr.Anil Sharma, Adv. with Mr.Jas
Karan Singh, Adv.

versus

STATE (GNCT OF DELHI) & ANR

..... Respondents

Through: Mr.G.M.Farooqui, APP for State
ASI Jatan Swaroop, PS-Krishna
Nagar
Ms.Deepika, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE I.S.MEHTA

ORDER

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27.03.2017

This is a petition under Section 482 Cr.P.C. for quashing of FIR No.890/2014, under Sections 498-A/406/34 IPC, registered at Police Station-Krishna Nagar, Delhi and all the proceedings emanating therefrom.

Learned counsel for the petitioner submits that the petitioner No.1 Mr.Sharad Sharma got married with respondent No.2, Ms.Akansha Sharma on 14.02.2013 according to Hindu rites and customs at Milan Garden, Vaishali, Ghaziabad, U.P. He further submits that due to temperamental differences and misunderstanding arisen between them, the marital relations between them could not proceed further but consequently with the help of near relatives and close friends, they have amicably settled all their disputes and differences in Mediation Centre, Karkardooma Courts, Delhi vide

compromise deed dated 25.02.2016 and their marriage has also been dissolved by mutual consent by a decree of divorce dated 02.11.2016 granted by the Principal Judge, District East, Family Court, Vishwas Nagar, Delhi. He further submits that all disputes have been amicably settled between the parties and nothing remains to be adjudicated upon further and submits that the FIR in question is coming as hurdle in the way of the present petitioners. He further submits that the petitioners and the respondent No.2 want to lead their independent and peaceful life in near future and since all disputes have been settled between them, the FIR in question and all proceedings arising therefrom may be quashed.

The respondent No.2/complainant, Ms.Akansha Sharma is present in Court today and has been identified by the Investigating Officer, ASI Jatan Swaroop, PS-Krishna Nagar, Delhi. The complainant also admits that the matter has been amicably settled with the petitioners and as per the terms of settlement, she has already received Rs.3,00,000/- (Rupees Three Lakhs Only) from the petitioners and nothing remains due against the petitioners. She further submits that she has no claim or grievance left against the petitioners. She further submits that the settlement/compromise has taken place voluntarily, without any force, pressure or coercion. She further submits that their marriage has already been dissolved by mutual consent by a decree of divorce and she has no objection if the FIR in question is quashed.

Keeping in view the facts and circumstances of the case and the fact that the matter has been amicably settled between the parties and also the marriage between the petitioner No. 1, Mr.Sharad Sharma and respondent No.2, Ms.Akansha Sharma has already been dissolved by mutual consent by

a decree of divorce dated 02.11.2016, it is in their interest to lead their independent and peaceful life in future, consequently, the FIR No.890/2014, under Sections 498-A/406/34 IPC, registered at Police Station-Krishna Nagar, Delhi and all proceedings arising of the same are hereby quashed. Parties to remain bound by the terms of settlement dated 25.02.2016.

The present petition is allowed and disposed of accordingly.

Copy of this order be given *dasti*.

I.S.MEHTA, J

MARCH 27, 2017/radhika