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

+ **CRL.M.C. 1955/2017**

AVDESH KUMAR Petitioner

Through: Mr.Naveen Kumar, Adv. with
Mr.Ravinder Singh, Adv.

versus

THE STATE NCT OF DELHI & ANR Respondents

Through: Mr.Izhar Ahmad, APP for State
SI BD Meena, PS-Badarpur
Mr.Yogendra Kumar, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE I.S.MEHTA

ORDER

% **16.05.2017**

CRL.M.A.8071/2017

Exemption allowed subject to all just exceptions.

Application stands disposed of.

CRL.M.C. 1955/2017

This is a petition under Section 482 Cr.P.C. moved on behalf of the petitioner for quashing of FIR No.204/2012, under Sections 498-A/406/34 IPC, registered at Police Station-Badarpur, Delhi and all the proceedings emanating therefrom.

Learned counsel for the petitioner submits that the marriage between the petitioner, Mr.Avdhesh Kumar and the respondent No.2/complainant Mrs.Preeti was solemnized on 27.04.2008 according to Hindu rites and customs at Village Nithari, Noida, U.P. Counsel further submits that after the marriage the respondent No.2/complainant shifted to her matrimonial

house at Badarpur, Delhi and misunderstanding between the parties had arisen, which resulted into the registration of aforesaid FIR. He further submits that after the registration of the FIR, the near relatives and close friends intervened and the matter has been amicably settled between the parties. Counsel further submits that the respondent No.2 is living with the petitioner at Badarpur, Delhi and they are leading a happy and peaceful married life. Counsel further submits that the matter has been amicably resolved between the parties nothing further remains to be adjudicated between the parties, however, the present FIR is coming as hurdle in the peaceful life of both the parties and prays that the FIR in question and all proceedings arising therefrom may be quashed.

The respondent No.2/complainant, Mrs.Preeti is present in Court today and has been identified by the Investigating Officer, SI BD Meena, PS-Badarpur. The complainant admits that the matter has been amicably settled with the petitioner and she has joined her husband/petitioner. She further submits that she is living happily and peacefully with her husband at Badarpur, Delhi without any kind of complaint or grievance. She further submits that the said settlement arrived at with the petitioner is voluntary and without any force, pressure or coercion and she does not want any further action qua against her husband and 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 in terms of the said settlement, the respondent No.2/complainant has joined her matrimonial home and now living with the petitioner happily and peacefully and nothing further remains to be adjudicated between them, to have peace

in the life of the parties and to meet the ends of justice, I deem it appropriate to quash the aforesaid FIR and all subsequent proceedings arising out of the same. Consequently, FIR No.204/2012, under Sections 498-A/406/34 IPC, registered at Police Station-Badarpur, Delhi and all subsequent proceedings arising therefrom are hereby quashed.

The present petition is allowed and stands disposed of accordingly.

Copy of this order be given *dasti*, as prayed.

I.S.MEHTA, J

MAY 16, 2017/sr