

\$~21

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

+ CRL.M.C. 2248/2017

TARUN JUNEJA & ORS

..... Petitioners

Through Mr. Purshotam Singh and Mr. Anil
Yadav, Advs.

versus

STATE (NCT OF DELHI) & ANR.

..... Respondents

Through Ms. Neelam Sharma, APP with SI
Anju Tyagi, P.S. Hari Nagar for the
respondent no. 1
Respondent no. 2 in person.

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

%

06.12.2017

Notice could not be issued to the respondent no. 2 as process fee was not filed. However, respondent no. 2 has appeared in person and accepts notice. She has been identified by SI Anju Tyagi of police station of Hari Nagar. Respondent no. 2 admits having settled the matter with petitioner no. 1 of her own free will, voluntarily and without any undue force, pressure or coercion. Respondent no. 2 submits that her marriage with the petitioner no.1 has already been dissolved by a decree of divorce by mutual consent dated 3rd January, 2017 passed by the Family Court, Central District, Tis

Hazari Courts, Delhi. Petitioner no. 1 has paid ₹2,00,000/- to the respondent no. 2 by a demand draft towards balance settled amount, photocopy whereof has been placed on record. Respondent no. 2 says that she has received the entire settled amount of ₹11,00,000/- with this payment. She submits that she is not willing to pursue the FIR any further against the petitioner no. 1 and his relatives, that is, petitioner nos. 2 and 3 and the same may be quashed.

Keeping in mind the facts and circumstances as detailed above, more particularly, the fact that marriage of petitioner no. 1 and respondent no. 2 has already been dissolved by a decree of divorce by mutual consent, in the interest of justice, FIR No.886/2015 under Sections 498-A/406/34 IPC registered at Police Station Hari Nagar, which is at the investigation stage, is quashed.

Petition is disposed of in the above terms. Dasti.

A.K. PATHAK, J.

DECEMBER 06, 2017

r.bararia