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

+ CRL.M.C. 2922/2017

JASPAL SINGH & ORS

..... Petitioners

Through: Ms.Vandana Anand, Adv. with
Mr.Vishal Anand, Adv.

versus

STATE (NCT OF DELHI) & ANR

..... Respondents

Through: Mr.Raghuvinder Varma, APP for
State with ASI Suresh Chander, PS-
Rani Bagh

CORAM:

HON'BLE MR. JUSTICE I.S.MEHTA

ORDER

% **31.07.2017**

CRL.M.A.12145/2017

Exemption granted, subject to all just exceptions.

Application stands disposed of.

CRL.M.C. 2922/2017

This is a petition under Section 482 Cr.P.C. for quashing of FIR No.670/2014, under Sections 498-A/406/34 IPC, registered at Police Station-Rani Bagh, Delhi and all the proceedings emanating therefrom.

Learned counsel for the petitioner submits that the petitioner No.1 Mr.Jaspal Singh got married with respondent No.2, Ms.Harpreet Kaur on 05.05.2007 according to Hindu rites and customs and out of the said wedlock one girl child namely Geet Marwah was born on 29.11.2009 who is in the custody of her father i.e. petitioner No.1, Mr.Jaspal Singh. 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 vide Memorandum of Understanding dated 23.07.2016 and their marriage has also been dissolved by mutual consent by a decree of divorce dated 06.03.2017 granted by the Judge, Family Court, North-West, Rohini, 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.Harpreet Kaur is present in Court today and has been identified by the Investigating Officer, ASI Suresh Chander. 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 all dues from the petitioners. She further submits that her daughter namely Geet Marwah shall remain in the custody of petitioner No.1. 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.Jaspal Singh and respondent No.2, Ms.Harpreet Kaur has already been dissolved by mutual consent by a decree of divorce dated 06.03.2017 and also the custody of minor girl child namely Geet Marwah is in the custody of petitioner No.1, it is in their interest to lead their independent and peaceful life in future, consequently, the FIR No.670/2014, under Sections 498-A/406/34 IPC, registered at Police Station-Rani Bagh, Delhi and all proceedings arising of the same are hereby quashed. Parties to remain bound by the terms of settlement dated 23.07.2016.

The present petition is allowed and disposed of accordingly.

Copy of this order be given *dasti*.

I.S.MEHTA, J

JULY 31, 2017/sr