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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 990/2018**

MUKESH

..... Petitioner

Through : Ms Manika Tripathy, Advocate.

versus

THE STATE GOVT OF NCT OF DELHI & ANR..... Respondents

Through : Mr Akshai Malik, APP.

W/ASI Saroj.

Ms Manika Tripathy Pandey, Mr

Ashutosh Kaushik, Ms Raveena

Tandon, Advocates and Mr Mukesh

Kumar in person.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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26.02.2018

Crl.M.A.3618/2018(exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 990/2018

1. By this petition, the petitioner seeks quashing of FIR No.41/2015 under Sections 406/498A/34 IPC, Police Station Chhawla , District South West, Delhi.
2. The subject FIR emanates out of matrimonial discord. Petitioner is the husband of respondent No.2.
3. Parties have settled their dispute. The Settlement dated 18.08.2017 has been executed between the parties before the Conciliation Officer.
4. Respondent No.2 is present in Court in person, is represented

by counsel and identified by the Investigating Officer. She confirms that the settlement has taken place and further that the marriage between the parties has been dissolved by way of mutual consent on 10.01.2018.

5. In view of the above and keeping in view of the fact that the FIR emanates from matrimonial discord and the parties have resolved their dispute through a Settlement dated 18.08.2017, which has been executed between the parties before the Conciliation Officer and respondent No. 2 does not wish to press her complaint, continuation of criminal proceedings will be an exercise in futility and justice in the case demands that the dispute between the parties is put to an end and peace is restored; securing the ends of justice being the ultimate guiding factor. It would be expedient to quash the subject FIR and the consequent proceedings emanating there from.

6. Accordingly, FIR No.41/2015 under Sections 406/498A/34 IPC, Police Station Chhawla, District South West, Delhi and the consequent proceedings emanating there from are hereby quashed.

7. Order Dasti under signatures of Court Master.

SANJEEV SACHDEVA, J

FEBRUARY 26, 2018

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