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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 1573/2018**
MANISH SALUJA & ORS

..... Petitioners

Through : Ms Kaushal Chauhan, Advocate.

versus

THE STATE (GOVT OF NCT OF DELHI) & ANR

..... Respondent

Through : Ms Neelam Sharma, APP.
Mr Rajat Wadhwa, Advocate for R-2.
ASI Aman Kumar, PS CWC/Nanak
Pura.

CORAM:
HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **02.04.2018**

Crl. M.A. 5707/2018(exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 1573/2018

1. Petitioners seek quashing of FIR No.61/2013, under Sections 498A/406/34 IPC, Police Station CAW Cell, Nanakpura, based on a Settlement.

2. The subject FIR emanates out of a matrimonial discord. Petitioner No.1 is the husband of respondent No.2. Petitioner Nos.2

& 3 are the parents of petitioner No.1.

3. Parties have settled their dispute. The Compromise-cum-Settlement Deed dated 05.05.2017 has been executed between the parties.

4. By way of settlement, a total sum of Rs.38,00,000/- was agreed to be paid to respondent No.2 towards full and final settlement of all her claims. The entire sum of Rs.38 lakhs has already been paid.

5. 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 submits that the marriage between the parties has been dissolved by way of mutual consent on 27.02.2018. She also submits that she does not wish to press her complaint any further.

6. 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 the Compromise-cum-Settlement Deed dated 05.05.2017, which has been executed between the parties 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 therefrom.

7. Accordingly, FIR No.61/2013, under Sections 498A/406/34 IPC, Police Station CAW Cell and the consequent proceedings emanating therefrom are hereby quashed.

8. Order Dasti under signatures of Court Master.

SANJEEV SACHDEVA, J

APRIL 02, 2018

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