

\$~5

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

+ CRL.M.C. 1958/2018

JATIN & ORS.

..... Petitioners

Through Mr. Pankaj Arya, Adv.

versus

THE GOVERNMENT OF NATIONAL

CAPITAL TERRITORY OF DELHI& ANR

..... Respondents

Through Mr. Amit Chadha, APP with SI
Sandeep Kumar, P.S. Palam
Village/Airport

Mr. Ashwani Tripathi and Mr.
Yogesh Vidyakar, Advs. with
respondent no. 2 in person

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

%

09.05.2018

Notice. Learned APP accepts notice for respondent no. 1.

Respondent no.2 Ms. Preeti is present in Court along with her counsel and accepts notice. Respondent no. 2 has been identified by SI Sandeep Kumar of police station Palam Village. 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 before the Counselling Cell, Family Courts, Dwarka Court vide a Settlement dated 31st August, 2017. Respondent no. 2 submits that her marriage with petitioner no.1 has already

been dissolved by a decree of divorce by mutual consent dated 9th February, 2018 passed by the Family Courts, Dwarka, New Delhi. Petitioner no. 1 has paid ₹2,00,000/- to the respondent no. 2 towards balance settled amount, vide a banker cheque, photocopy whereof has been placed on record. Respondent no. 2 says that entire settled amount of ₹7,75,000/- stands paid with this payment and she has no objection in case FIR is quashed against the petitioner no. 1 and his relatives, that is, petitioner nos. 2 and 3.

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.279/2015 under Sections 498-A/406/34 IPC registered at Police Station Palam Village and the consequent proceedings emanating therefrom are quashed. ₹3,00,000/- deposited by the petitioner in Bail Application no. 2480/2016 titled Jatin vs. State be released to petitioner no. 1 by the Registry together with interest accrued thereon, if any,

Petition is disposed of in the above terms. Dasti.

A.K. PATHAK, J.

MAY 09, 2018
r.bararia