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

+ **CRL.M.C. 1617/2018**

DHARMVEER & ORS Petitioner
Through : Mr C.P.Sharma, Advocate.

versus

STATE (GOVT.NCT OF DELHI) & ANR Respondent
Through : Mr Mukesh Kumar, APP.
R-2 in person.

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

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04.04.2018

Crl. M.A. 5867/2018(exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 1617/2018

1. Petitioner seeks quashing of FIR No.489/2014, under Sections 498A/406/34 IPC, Police Station Gandhi Nagar, 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 to 5 are the parents of petitioner No.1.
3. Parties have settled their dispute. Terms and conditions of Settlement are recorded before the Mediation Centre, Karkardooma Courts, Delhi on 09.10.2014.

4. As per the Settlement, a total sum of Rs.2,00,000/- was agreed to be paid to respondent No.2 towards full and final settlement of all her claims. A sum of Rs.1.50 lakhs has already been paid and balance amount of Rs.50,000/- has been paid in cash in Court today.

5. Respondent No.2 is present in Court in person, 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 29.10.2013. 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 a Settlement before Mediation Centre, Karkardooma Courts, Delhi, 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.489/2014, under Sections 498A/406/34 IPC, Police Station Gandhi Nagar, and the consequent proceedings emanating therefrom are hereby quashed.

8. Order Dasti under signatures of Court Master.

APRIL 04, 2018/‘Sn’

SANJEEV SACHDEVA, J