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

+ W.P.(CRL) 1301/2018

RAKESH & ORS

..... Petitioners

Through : Mr.S.C.Mittal, Advocate.

versus

THE STATE & ANR

..... Respondents

Through : Mr.Jamal Akhtar, proxy counsel for Mr.Rahul

Mehra, Standing Counsel

Mohd.Nadeem, Advocate for R2 along with R2 in person.

SI Ashwani, PS Jyoti Nagar.

CORAM:

HON'BLE MR. JUSTICE S.P.GARG

ORDER

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01.05.2018

CRL.M.A.No. 7970/2018 (Exemption)

Exemption allowed subject to all just exceptions.

The application stands disposed of.

W.P.(CRL) 1301/2018

1. Present writ petition has been filed under Article 226 of the Constitution of India read with Section 482 Cr.P.C. for quashing of FIR No.320/2016 registered under Sections 498A/406/34 IPC and Sections 3/4 D.P.Act at PS Jyoti Nagar. It is stated that the matter has been settled amicably with the complainant / respondent No.2 before Delhi Mediation Centre, Karkardooma Courts, Delhi vide settlement agreement dated 14.03.2017.

2. Complainant / respondent No.2 is present with counsel and has been identified by the Investigating Officer. I have enquired from the

complainant if she has settled the dispute with the petitioners amicably without any fear or pressure. She has informed that all the disputes between the parties have been resolved amicably with her free consent and she has no objection to the quashing of the FIR in question. Divorce by mutual consent has already been granted. Pursuant to the settlement, remaining amount of ₹60,000/- by way of demand draft bearing No.000046 dated 03.04.2018 drawn on Ujjivan Small Finance Bank has been given to the complainant in the Court today.

3. The petition is supported by affidavits of the parties. Copy of settlement agreement dated 14.03.2017 has been placed on record. Since the matter has been settled between the parties and the divorce by mutual consent has already been granted, no useful purpose will be served to continue with the proceedings. In the interest of justice and to enable the parties to settle in life after divorce, FIR No.320/2016 registered under Sections 498A/406/34 IPC and Sections 3/4 D.P.Act at PS Jyoti Nagar and all the proceedings arising therefrom are quashed.

4. The petition stands disposed of accordingly.

S.P.GARG, J

MAY 01, 2018 / tr