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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 2633/2018**
MANISH GHAI & ORS Petitioners
Through Mr. Arun Gaur, Adv.

versus

THE STATE NCT OF DELHI & ANR Respondents
Through Mr. G.M. Farooqui, Addl. PP for the
State with ASI Hawa Singh
Ms. Geeta Vadehra, Adv. for R-2

CORAM:

HON'BLE MR. JUSTICE SANJEEV SACHDEVA

ORDER

% **16.05.2018**

Crl. M.A. No. 9345/2018 (Exemption)

Allowed, subject to all just exceptions.

CRL.M.C. 2633/2018

1. The petitioners seek quashing of FIR No. 841 of 2014 under Sections 498A/406/354/34 of the IPC Police Station Nihal Vihar, New Delhi. It is contended that the FIR was lodged consequent to a matrimonial discord.

2. Learned counsels for the parties submit that the parties have settled their disputes and have amicably dissolved their marriage by mutual consent and decree of divorce dated 23.03.2018 has been passed. It is further submitted on behalf of the parties that parties had entered into the settlement before the Counselling Cell, Tis Hazari Courts on 18.07.2017. A total sum of Rs. 2 lakhs has been agreed to be paid to respondent no. 2. A sum of Rs. 1,25,000/- has already been paid and the balance sum of Rs.

75,000/- has been paid to respondent no. 2 by way of Demand Draft/Pay Order No. 224827 dated 16.04.2018 issued by Bank of Maharashtra today in the Court.

3. Respondent no. 2 is present in court in person, represented by her counsel and is identified by the Investigating Officer. She submits that she has settled the dispute with the petitioners and is agreeable to the settlement and does not wish to press the criminal charges against the petitioners any further.

4. In view of the fact that the disputes between the petitioners and respondent no. 2 emanate out of a matrimonial discord and have been settled, 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.

5. In view of the above, the petition is allowed. FIR No. 841 of 2014 under Sections 498A/406/354/34 of the IPC Police Station Nihal Vihar, New Delhi and the consequent proceedings there from are, accordingly quashed.

6. Order Dasti under signatures of the Court Master.

SANJEEV SACHDEVA, J

MAY 16, 2018

‘rs’