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

% Judgment delivered on: 30.10.2018
+ W.P. (CRL.) 1686/2018

ANITA & ORS. Petitioners

versus

THE (GOVT. OF NCT OF DELHI) & ANR Respondents

+ W.P. (CRL.) 1742/2018

KULDEEP DABAS & ORS. Petitioners

versus

STATE & ANR Respondents

Advocates who appeared in this case:

For the Petitioners : Mr. K. Pandey and Mr. Narender Singh, Advs. in
W.P. (Crl.) 1686/2018
Mr. Kuldeep Dabas and Ms. Rakhee Gupta,
Advs. in W.P. (Crl.) 1742/2018

For the Respondents: Ms. Kamna Vohra, Addl. PP for the State with SI
ASI Gordhan Singh in W.P. (Crl.) 1686/2018
Ms. Iti Pandey, Addl. PP for the State with SI
ASI Gordhan Singh in W.P. (Crl.) 1742/2018
Mr. K. Pandey and Mr. Narender Singh, Advs. for
R-2 in W.P. (Crl.) 1686/2018

Ms. Rakhee Gupta, Adv. for R-2 in W.P. (Crl.)
1742/2018

CORAM:-
HON'BLE MR JUSTICE SANJEEV SACHDEVA

JUDGMENT
30.10.2018

SANJEEV SACHDEVA, J. (ORAL)

1. The petitioners, in W.P. (Crl.) 1686/2018, seek quashing of FIR No. 167 of 2017 under Sections 325/34 of the IPC registered at Police Station Prashant Vihar, Delhi and the petitioners, in W.P. (Crl.) 1742/2018, seek quashing of FIR No. 166 of 2017 under Sections 354/509/323/34 of the IPC registered at Police Station Prashant Vihar, Delhi, based on a settlement.
2. Subject FIRs are cross FIRs registered between erstwhile husband and wife and their relations and are offshoots of a matrimonial dispute.
3. Subject FIRs were registered consequent to a quarrel that took place between the parties during subsistence of marriage. It is informed that the FIR registered on the complaint of the petitioner in W.P. (Crl.) 1686/2018, being FIR No. 640/2013 under Sections 498A/406/34 of the IPC registered at Police Station Narela has already been quashed by order dated 30.05.2018 in Crl. M.C. 3099/2018.

4. Learned counsels for the parties submit that the parties have settled their disputes and settlement agreement has been executed.

5. In terms of the settlement, petitioners in W.P. (Crl.) 1742/2018 have to pay a sum of Rs. 3,95,000/- to respondent no. 2. Said amount is paid by way of DD No. 540861 dated 05.09.2018 (re-validated upto 31.11.2018) issued by Syndicate Bank. The above DD has been handed over to Ms. Anita who is present in person in Court.

6. Respondents/Complainants/Injured in the respective FIRs are present in court in person, represented by their counsels and are identified by the Investigating Officer. They submit that they have settled the disputes inter-se the parties and are agreeable to the settlement and do not wish to press the criminal charges against each other any further.

7. In view of the fact that the disputes between the petitioners and respondents 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 therefrom.

8. In view of the above, the petitions are allowed. FIR No. 167 of

2017 under Sections 325/34 of the IPC registered at Police Station Prashant Vihar, Delhi and FIR No. 166 of 2017 under Sections 354/509/323/34 of the IPC registered at Police Station Prashant Vihar, Delhi and the consequent proceedings emanating therefrom are, accordingly quashed.

9. Order *Dasti* under signatures of the Court Master.

OCTOBER 30, 2018
'rs'

SANJEEV SACHDEVA, J

नस्यमेव जयते