

\$~46

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

+ CRL.M.C. 4561/2018 and Crl. M.A. nos. 31662-64/2018

AMIT KUMAR NIGAM & ANR ..... Petitioners  
Through Mr. Rajiv Ranjan Prasad, Adv.

versus

STATE & ANR ..... Respondents  
Through Dr. M.P. Singh, APP with SI Ashish  
Kumar, PS. Bhajanpura  
Mr. Jaswant Roy, Adv. with  
respondent no. 2

**CORAM:**  
**HON'BLE MR. JUSTICE A.K. PATHAK**

**ORDER**  
% **10.09.2018**

Notice. Learned APP accepts notice for respondent no. 1.  
Respondent no.2-Ms. Bharti Kain is present in Court along with her counsel  
and accepts notice. She has been identified by SI Ashish Kumar of police  
station Bhajanpura.

Respondent no.2 submits that she has settled the matter with the  
petitioner no. 1 of her own free will and without any undue force, pressure  
or coercion before the Delhi Mediation Centre, Karkardooma Courts, Delhi  
on 6<sup>th</sup> April, 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 17<sup>th</sup> May, 2018 passed by the Family Courts, North-East District, Karkardooma Courts, Delhi. Petitioner no. 1 has paid ₹2,50,000/- to the respondent no. 2, vide a demand draft, photocopy whereof has been placed on record. Respondent no. 2 says that entire settled amount of ₹10,00,000/- stands paid with this payment and she has no objection in case FIR no. 709/2015 under Sections 498-A/406 IPC registered at Police Station Bhajan Pura is quashed against the petitioner no. 1 and his mother, that is, petitioner no. 2.

Keeping in mind the settlement arrived at between the petitioner and respondent no. 2 voluntarily, in my view, no fruitful purpose would be served to keep the criminal proceedings pending. Accordingly, in the interest of justice, aforesaid FIR and consequent proceedings emanating therefrom are quashed.

Petition is disposed of in the above terms. Miscellaneous applications are disposed of as infructuous. Dasti.

**A.K. PATHAK, J.**

**SEPTEMBER 10, 2018**

*r.bararia*