

\$~42

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

+ CRL.M.C. 4152/2018 and Crl. M.A. no. 30157/2018

SACHIN TYAGI Petitioner

Through Mr. R.D. Tyagi, Adv.

versus

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

Through Mr. Izhar Ahmad, APP with SI Rajiv Singh, P.S. Mehrauli

Ms. Vishalakshi Singh, Adv. with respondent no. 2

CORAM:

HON'BLE MR. JUSTICE A.K. PATHAK

ORDER

% **17.08.2018**

Notice. Learned APP accepts notice for respondent no. 1. Respondent no.2-Ms. Shagun Tyagi is present in Court along with her counsel and accepts notice. She has been identified by SI Rajiv Singh of police station Mehrauli.

Respondent no.2 submits that she has settled the matter with the petitioner of her own free will and without any undue force, pressure or coercion before the Delhi High Court Mediation and Conciliation Centre on 6th September, 2016. It is submitted that first motion has already been accepted. It is further submitted that second motion will be filed in one

week. Petitioner has paid ₹5,00,000/- to the respondent no. 2, vide two cheques, which have been accepted by respondent no. 2 subject to encashment. Respondent no. 2 says that she has no objection in case FIR no. 158/2013 under Sections 498-A/406/34 IPC registered at police station Mehrauli and consequent proceedings emanating therefrom are quashed against the petitioner, subject to encashment of the aforesaid cheques.

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, subject to encashment of the aforesaid cheques and petitioner paying balance settled amount of ₹5,00,000/- to the respondent no. 2 at the time of second motion.

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

A.K. PATHAK, J.

AUGUST 17, 2018
r.bararia