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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 5446/2017**
VARUN PRAKASH & ORS Petitioners
Through: Ms. Archana Sharma, Adv.
versus

STATE (GOVT OF NCT OF DELHI) Respondent
Through: Mr. Izhar Ahmad, APP for State with
SI Rajiv Kumar, P.S. Mandawali
Fazal Pur.
Mr. Vishesh Kumar Raghav, Adv. for
R-2 along with R-2 in person.

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

ORDER
% **05.10.2018**

Notice. Learned APP accepts notice for respondent no. 1.
Respondent no.2-Ms. Priya Singh is present in Court along with her counsel,
who accepts notice. She has been identified by SI Rajiv Kumar of police
station Mandawali Fazal Pur.

Respondent no.2 submits that she has settled the matter with
petitioner no. 1 of her own free will and without any undue force, pressure
or coercion vide a Memorandum of Understanding/Settlement dated
23/09/2017. Her marriage with petitioner no.1 has already been dissolved by
a decree of divorce by mutual consent dated 15/11/2017 passed by the
Family Courts, East District, Karkardooma Courts, Delhi. Respondent no.2

submits that she has already received entire settled amount of ₹16 lacs from the petitioner no. 1 and has no objection in case FIR No. 139/2017 under Sections 498A/406/377/34 IPC registered at police station Mandawali Fazal Pur against the petitioner no. 1 and his relatives, that is, petitioner nos. 2 to 4. Affidavit of respondent no.2 in this regard is already on record.

Keeping in mind the settlement arrived at between the petitioner no.1 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 the consequent proceedings emanating therefrom are quashed.

Petition is disposed of in the above terms.

Dasti.

A.K. PATHAK, J.

OCTOBER 05, 2018

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