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

Date of decision: 07.11.2019

+ CRL.M.C. 5694/2019

DR. SIDHARTH NAYAK & ORS. Petitioners

Through Ms. Indu, Adv. with petitioners in
person

versus

STATE & ANR. Respondents

Through Mr. K K Ghai, APP for State
SI Leela Ram, PS Uttam Nagar
Mr. Mani Kaul, Adv. For R-2 with R-
2 in person

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

J U D G M E N T (O R A L)

Crl. M.A. 39866/2019

1. Allowed, subject to all just exceptions.
2. Application is disposed of.

CRL.M.C.5694/2019

Vide the present petition, the petitioners seek quashing of FIR No.1169/2018 dated 13.12.2018 registered at Police Station Uttam Nagar instituted for the offences punishable under Sections 498A/406/34 of the IPC and consequent proceedings arising therefrom.

3. Notice issued.
4. Notice is accepted by learned APP for the State and counsel for the respondent no.2 and with the consent of the counsel for the parties, the present petition is taken up for final disposal.
5. The petitioner no.1 and respondent no.2 got married on 06.02.2013 as per Hindu rites and rituals and no child was born out of the wedlock. Due to extreme incompatibilities between the petitioners and respondent no.2, they started living separately since 27.05.2018.
6. The petitioner no.1 and respondent no.2 with the intervention of their well wishers and relatives have settled all their disputes amicably.
7. The complainant is present in person with her counsel and has been identified by SI Leela Ram of Police Station Uttam Nagar and submits that matter has been settled and she does not wish to prosecute the matter any further. She admits having received the settled amount of ₹2 lacs by way of a demand draft No.633279, dated 12.09.2019 drawn on Indian Bank, towards full and final settlement of all her claims from the petitioners.
8. Taking into account the aforesaid facts, this Court is inclined to quash the concerned FIR as no useful purpose would be served in prosecuting the petitioners any further.

9. For the reasons afore-recorded, the FIR No. 1169/2018 dated 13.12.2018 registered at Police Station Uttam Nagar instituted for the offences punishable under Sections 498A/406/34 IPC and consequent proceedings emanating therefrom are quashed.

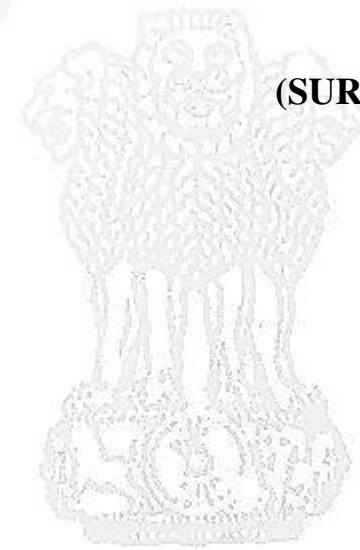
10. The petition is allowed accordingly.

11. Order *dasti*, under the signature of Court Master.

(SURESH KUMAR KAIT)
JUDGE

NOVEMBER 07, 2019

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न्यायमेव जयते