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

+ CRL.M.C. 967/2019

HIMANSHU MALIK & ORS. Petitioners
Through Mr. Mir Akhtar Hussain, Adv.

versus

STATE & ORS. Respondent
Through Ms. Manjeet Arya, APP with SI
Randeep, P.S. Prashant Vihar for
respondent nos. 1 and 2
Mr. Parveen Dabas, Adv. with
respondent no. 3

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

ORDER
% **08.03.2019**

Notice. Respondent no.3 Ms. Punita Malhotra is present in Court along with her counsel and accepts notice. She has been identified by SI Randeep of police station Prashant Vihar.

Respondent no.3 submits that she has settled the matter with petitioner no. 1 of her own free will and without any undue force, pressure or coercion before the Counselling Cell, Family Courts, North District, Rohini Courts, Delhi on 26th November, 2018. Respondent no. 3 further submits that her marriage with petitioner no.1 has already been dissolved by

a decree of divorce by mutual consent dated 11th January, 2019 passed by the Family Courts, North, Rohini Courts, Delhi. Petitioner no. 1 has paid ₹20,00,000/- to the respondent no. 3, vide three demand drafts, photocopies whereof have been placed on record. Respondent no. 3 says that entire settled amount of ₹40,00,000/- stands paid with this payment and she has no objection in case FIR no. 873/2015 under Sections 498-A/406/34 IPC registered at Police Station Prashant Vihar and consequent proceedings emanating therefrom are quashed against petitioner no. 1 and his relatives, that is, petitioner nos. 2 and 3. Affidavit of respondent no. 3 to this effect is on record.

Keeping in mind the settlement arrived at between the petitioners and respondent no. 3 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.

Dasti.

A.K. PATHAK, J.

MARCH 08, 2019

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