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

Date of decision: 14.11.2019

+ CRL.M.C. 5750/2019

GAURAV ARORA & ORS.

..... Petitioners

Through Mr. Sahil Munjal, Ms. Rhea Gandhi
Munjal & Mr. Vaibhav Luthra, Advs
with petitioners in person

versus

STATE & ANR.

..... Respondents

Through Mr. Izhar Ahmed, APP for State
SI Narender, PS Paschim Vihar
Mr. Sumit Gaba, 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. 40098/2019

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

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3. Vide the present petition, the petitioners seek quashing of FIR No.274/2013 dated 23.09.2013 registered at Police Station Paschim Vihar and consequent proceedings arising therefrom.

4. Notice issued.
5. 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.
6. The petitioner no.1 and respondent no.2 got married on 23.10.2012 as per Hindu rites and rituals. Due to extreme incompatibilities between the petitioners and respondent no.2, they started living separately from 06.11.2012.
7. The petitioner no.1 and respondent no.2 entered into an amicable settlement vide Compromise cum Settlement Deed dated 27.09.2019 and settled all their disputes amicably for a total sum of ₹60 lacs towards full and final settlement of all her claims. Further, out of the above settled amount, ₹20 lacs already stand received by her, ₹ 20 lacs have been deposited by the petitioners before the Family Courts while the balance ₹20 lacs have been handed over to her in the Court today by way of a demand draft bearing no.043198 dated 11.11.2019 drawn on Axis Bank.
8. The complainant is present in person with her counsel and has been identified by SI Narender of Police Station Paschim Vihar and submits that

the matter has been settled and she does not wish to prosecute the matter any further.

9. 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.

10. For the reasons afore-recorded, the FIR No.274/2013 dated 23.09.2013 registered at Police Station Paschim Vihar and consequent proceedings emanating therefrom are quashed.

11. The petition is allowed accordingly.

12. The Family Courts is directed to release the amount in favour of the respondent no.2/complainant.

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

(SURESH KUMAR KAIT)
JUDGE

NOVEMBER 14, 2019

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