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

+ **CRL.M.C. 1862/2018**

BALDEV KUMAR SHARMA & ORS Petitioners

Through: Mr. Mayank Mohan and Ms.
Reema Roy, Advs. with the
petitioners in person

versus

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

Through: Mr. Kamal Kumar Ghei, APP
with IO in person
Mr. Prateek, Adv. for R-2 with
R-2 in person

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

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24.04.2019

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.128/2008, under Sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Janakpuri, Delhi and the proceedings emanating therefrom.
2. Respondent No.2 has filed her affidavit as well as her proof of identity on record.
3. The petitioners and respondent No.2 as well as the learned counsel for the parties submitted that the parties have settled their disputes on their own free will, without any force or coercion before the Counselling Cell, Tis Hazari Courts, Delhi on 19.7.2016, in pursuance whereof, the marriage of the petitioner No.1 and the

respondent No.2 stands dissolved vide decree of divorce dated 2.5.2017.

4. Respondent No.2, who is present in Court, has reiterated the aforesaid facts and submitted that the petitioners have paid the entire amount to her in terms of the settlement arrived at between the parties and now nothing remains due from the petitioners. Respondent No.2 further submitted that she has no objection to the petition being allowed and the FIR being quashed.

5. Learned counsel for the petitioners submitted that in view of the submission of the respondent No.2, the present petition may be allowed and the FIR may be quashed.

6. The Investigating Officer ('IO'), who is present in Court, has identified the petitioners as well as respondent No.2 and has also verified the settlement arrived at between the parties.

7. In view of the aforesaid circumstances and the settlement arrived at between the parties, this Court is of the view that no fruitful purpose would be served in keeping the parties entangled in the criminal proceedings. Accordingly, in the interest of justice, FIR No. 128/2008, under Sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Janakpuri, Delhi and the proceedings emanating therefrom are quashed.

8. Petition is disposed of in above terms.

CHANDER SHEKHAR, J

APRIL 24, 2019/rk