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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 5563/2018 & CRL.M.A.35448/2018**

SUDHIR & ORS Petitioners

Through: Mr. Ratneshwar Pandey,
Advocate

versus

THE STATE & ANR Respondents

Through: Mr. Panna Lal Sharma, APP
with ASI Gajender Singh,
PS:Mahendra Park, Delhi
Mr. Ravinder Gulia, Advocate
for respondent No.2

CORAM:

HON'BLE MR. JUSTICE CHANDER SHEKHAR

ORDER

% **19.02.2019**

1. The petitioners have filed the present petition under Section 482 of the Code of Criminal Procedure, 1973 for quashing of FIR No.228/2016, under Sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC'), registered at P.S.: Mahendra Park, Delhi and the proceedings emanating therefrom.

2. The petitioners and respondent No.2 as well as their respective counsel submitted that the parties have settled their disputes on their own free will, without any force or coercion vide Settlement dated 25.10.2016. It is also submitted that the marriage between the petitioner No.1 and respondent No.2 has been dissolved by mutual consent under Section 13B(2) of the

Hindu Marriage Act, 1955 vide a decree of divorce dated 9.8.2017.

3. Respondent No.2, who is present in Court with her brother, has reiterated the aforesaid facts and submitted that in view of the settlement arrived at, she has no objection to the petition being allowed and the FIR being quashed

4. 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.

5. In view of the aforesaid circumstances, the settlement arrived at between the parties and the dissolution of marriage, 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. 228/2016, under Sections 498-A/406/34 of the IPC, registered at P.S.: Mahendra Park, Delhi and the proceedings emanating therefrom are quashed.

6. Petition is disposed of in the above terms. The pending application is also disposed of.

CHANDER SHEKHAR, J

FEBRUARY 19, 2019

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