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

Date of decision: 14.01.2020

+ CRL.M.C. 126/2020

ROHIT KUMAR & ORS.

..... Petitioners

Through Mr.Suresh Chand Joshi, Adv.

versus

STATE & ANR.

..... Respondents

Through Mr. Izhar Ahmed, APP for State.
Mr.Harish Nigam, Adv. for R-2.
Insp.Ghanshyam Kishore ASI
Dineshan PS Mayapuri.

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

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

Crl. M.A. 549/2020

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.89/2016 dated 13.02.2016 registered at Police Station Mayapuri 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 06.11.2011 as per Hindu rites and rituals. Due to extreme incompatibilities between the petitioners and respondent no.2, they started living separately.

7. The petitioners and respondent no.2 with the intervention of their well wishers and relatives entered into an amicable settlement before the Family Court, Delhi vide settlement agreement dated 07.05.2019 and settled all their disputes amicably.

8. The total settlement amount is ₹8,00,000/-(Rupees Eight Lacs only). It is submitted that the respondent No. 2 has already received an amount of ₹6 lakhs (Rupees Six Lacs only). A demand draft bearing No.186977 dated 09.01.2020 for the balance amount of ₹2,00,000/- (Rupees Two Lacs only) is handed over to the respondent No. 2 today in the Court.

9. The complainant/respondent no.2 is present in person with her counsel and has been identified by ASI Dineshan and submits that matter has been settled and she does not wish to prosecute the matter any further.

10. 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.

11. For the reasons afore-recorded, the FIR No.89/2016 dated 13.02.2016 registered at Police Station Mayapuri and consequent proceedings emanating therefrom are quashed.

12. The petition is allowed and disposed of accordingly.

13. Order *dasti*.

(SURESH KUMAR KAIT)
JUDGE

JANUARY 14, 2020
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न्यायमेव जयते