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

Date of decision:18.02.2020

+ CRL.M.C. 894/2020

SH. MUZIBUR REHMAN @ MOJEBUR REHMAN
@ MUJIB & ORS. Petitioners

Through Mr.Kunwar Nagendra, Adv.

versus

STATE & ANR. Respondents

Through Mr.Panna Lal Sharma, APP for State
with ASI Suman Prasad , PS Sarai
Rohilla
Mr.Swadesh Kumar, Advs. for R-2
with R-2 in person

CORAM:
HON'BLE MR. JUSTICE SURESH KUMAR KAIT

J U D G M E N T (ORAL)

Crl. M.A. 3680/2020 (for exemption)

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

CRL.M.C. 894/2020

3. Vide the present petition, petitioners seek direction for quashing of
FIR No. 447/2017 dated 29.11.2017 registered at Police Station Sarai

Rohilla, Delhi and consequent proceedings arising therefrom.

4. Notice issued.

5. Notice is accepted by learned APP for State and by counsel for respondent no.2 and with the consent of counsel for parties, present petition is taken up for final disposal.

6. Petitioner no.1 and respondent no.2 got married on 26.3.2013 as per Muslim rites and rituals. Due to extreme incompatibilities between petitioners and respondent no.2, they started living separately.

7. Petitioners and respondent no.2 entered into an amicable settlement vide a Settlement Deed dated 25.3.2019 and settled all their disputes amicably.

8. Respondent No.2 is present in person and has been identified by SI ASI Suman Prasad (IO) and submits that matter has been settled and she does not wish to prosecute the matter any further.

9. The total settlement amount is ₹2,00,000/- (Rupees Three Lakhs only). A demand draft bearing No.501445 dated 19.11.2019 for balance amount of ₹2,00,000/- (Rupees Two Lakhs only) is handed over to respondent no. 2 today in the Court.

10. Taking into account the aforesaid facts, this Court is inclined to quash FIR as no useful purpose would be served in prosecuting petitioners any further.

11. For the reasons afore-recorded, FIR No. 447/2017 dated 29.11.2017 registered at Police Station Sarai Rohilla, Delhi and consequent proceedings emanating therefrom are quashed.

12. The petition is, accordingly, allowed and disposed of.

13. Order *dasti*

(SURESH KUMAR KAIT)
JUDGE

FEBRUARY 18, 2020/rk

न्यायमेव जयते