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

+ **CRL.M.C. 1400/2020**

FAHIM AHMAD & ORS.

..... Petitioners

Through : Mr.Mohammad Arif, Advocate with
petitioners in person.

versus

STATE & ANR.

..... Respondents

Through : Ms.Rajni Gupta, Addl. PP for the
State with SI Ashish Sharma, police
station Welcome, Delhi in person.
Mr.Nabeel, Advocate for respondent
No.2 in person with R2 in person.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

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13.03.2020

CRL.M.A.No.5397/2020

Exemption allowed, subject to all just exceptions.

The application stands disposed of.

CRL.M.C. 1400/2020

Petitioners filed this petition under Section 482 Criminal Procedure Code for quashing of the FIR No.159/2018 under Section 406/498A/34 Indian Penal Code and Section 4 of the Dowry Prohibition Act registered at police station Welcome, Delhi against them and the proceedings emanating therefrom.

The petitioner No.1 is husband and complainant/ respondent No.2/wife have settled their disputes amicably per MOU/Settlement Agreement /Mutual Agreement dated 26.12.2018, annexed with petition. Respondent No.2 has joined the matrimonial house with petitioner No.1 and they are living happily as a couple.

The complainant/respondent No.2 is present along with learned

counsel and has been duly identified by the Investigating Officer, states the matter has been settled with the petitioners and she has joined the company of petitioner No.1. The affidavit of respondent No.2 is at pages No.24-26 and she has no objection if the FIR is quashed against the petitioners.

The learned APP for the State has also no objection, if this petition is allowed. Considering the above settlement between the parties, there is no justification to proceed with the criminal case as complainant has joined the company of her spouse.

Accordingly, the petition is allowed. Consequently, FIR No.159/2018 under Section 406/498A/34 Indian Penal Code and Section 4 of the Dowry Prohibition Act registered at police station Welcome, Delhi and the proceedings emanating therefrom is quashed. No order as to costs. Order *dasti*.

YOGESH KHANNA, J.

MARCH 13, 2020

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