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

Date of decision: 01.03.2021

+ CRL.M.C. 247/2021

ABDUL FAHIM & ORS.

.... Petitioners

Through Mr. Mohammad Shahbaz, Adv.

versus

THE STATE OF DELHI NCT OF DELHI & ANR. Respondents

Through Mr. G.M. Farooqui, APP for State
with SI Habeeb, PS Hauz Qazi, Delhi
R-2 in person

CORAM:

HON'BLE MR. JUSTICE SURESH KUMAR KAIT

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

The hearing has been conducted through video conferencing.

Crl. M.A. 1276/2021 (exemption)

1. Allowed, subject to all just exceptions.
2. Applications are disposed of.

CRL.M.C.247/2021

3. Vide the present petition, petitioners seek direction for quashing of FIR No.169/2017, registered at Police Station Hauz Qazi, Delhi and consequent proceedings arising therefrom.

4. Notice issued.

5. Notice is accepted by learned APP for State and by respondent no.2 present in Court through video conferencing 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 26.01.2015 as per Muslim rites and rituals. Due to extreme incompatibilities between petitioners and respondent no.2, the dispute arose between them. Petitioner no.1 and respondent no.2 entered into an amicable settlement before Delhi Mediation Centre, Tis Hazari Courts, Delhi vide Settlement dated 07.05.2019. As per the settlement, petitioner no.1 has already given divorce to respondent no.2 as per Shariat Law, which has already been accepted by her.

7. Complainant/respondent no.2 is present in person through video conferencing and has been identified by SI Habeeb and submits that matter has been settled and she does not wish to prosecute the matter any further.

8. 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.

9. For the reasons afore-recorded, FIR No.169/2017, registered at Police Station Hauz Qazi, Delhi and consequent proceedings emanating therefrom are quashed.

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

(SURESH KUMAR KAIT)
JUDGE

MARCH 1, 2021
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