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

Date of decision: 19.03.2021

+ CRL.M.C. 933/2021

GURDEET GANDHI & ORS.

..... Petitioners

Through Ms.Jyoti Gupta, Adv. with Mr.Rohit
Sain, Adv. with petitioners in person.

versus

STATE & ANR.

..... Respondents

Through Mr. Panna Lal Sharma, APP for State.
SI Ravi PS Kalkaji.
Adv. for R-2 (appearance not given)
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. 4684/2021

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

CRL.M.C.933/2021

3. Vide the present petition, petitioners seek direction for quashing of FIR No.128/2018 dated 16.04.2018 registered at Police Station Kalkaji 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 29.03.2015 as per Hindu rites and rituals. Due to extreme incompatibilities between petitioners and respondent no.2, they started living separately from 06.05.2017.
7. Petitioner no.1 and respondent no.2 with the intervention of their well wishers and relatives entered into an amicable settlement vide compromise deed/Panchayati Vivah Viched dated 11.11.2020 and settled all their disputes amicably.
8. The total settlement amount is Rs.21,00,000/- (Rupees Twenty One Lakhs only). It is submitted that the respondent no. 2 has already received an amount of Rs.15,00,000/- (Rupees Fifteen Lakhs only). A demand draft bearing No.755661 dated 09.03.2021 for the balance amount of Rs.6,00,000/- (Rupees Six Lakhs only) is handed over to the respondent no. 2 today in the Court.

9. Complainant/respondent no.2 is present in person and has been identified by SI Ravi of Police Station Kalkaji 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 FIR as no useful purpose would be served in prosecuting petitioners any further.

11. For the reasons afore-recorded, FIR No.128/2018 dated 16.04.2018 registered at Police Station Kalkaji and consequent proceedings emanating therefrom are quashed.

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

(SURESH KUMAR KAIT)
JUDGE

MARCH 19, 2021
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