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

+ **W.P.(CRL) 1228/2024**

ROSHAN AND ORS

.....Petitioners

Through: Mr. Puneet Sharma and Mr. Pratyush
Ranjan, Advs.

versus

STATE OF NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Sanjay Lao, Standing Counsel
with Mr. Abhinav Kumar Arya, Adv.
with SI Annu, PS Narela.
Mr. Sujit Kumar, Adv. for R-2.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

20.08.2024

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1. This petition has been filed for quashing of FIR No. 634/2016, under Sections 498-A/406/34 IPC, PS Narela on the basis of settlement dated 02nd February, 203 arrived at between the parties before the Counselling Cell, Family Courts, which is on record of this Court.
2. As per the settlement of Rs.8 Lacs, the balance amount of Rs.1.5 Lacs has been tendered *vide* DD No.756506 drawn on IDFC First Bank to the respondent No.2 along with Rs.10,000/- in cash for tendering of the said balance amount. Respondent No.2 duly accepts the same and states that she has no objection to the quashing of the said FIR.
3. Petitioner Nos.2-4 are exempted from appearance on the ground that petitioner No.4 is unwell and is in hospital.
4. The marriage of petitioner No.1 and respondent No.2 has resulted in a



divorce by decree dated 20th November, 2023. No child was born out of wedlock.

5. Considering the above settlement between the parties and the chances of conviction of the petitioners being remote and bleak, there is no use continuing with proceedings of the present FIR as it would be a misuse of the process of the Court and an unnecessary burden on the State exchequer. Accordingly, the petition is allowed. Consequently, the FIR No. 634/2016, under Sections 498-A/406/34 IPC, PS Narela and proceedings emanating therefrom are quashed.

6. Parties shall abide by the terms of settlement.

7. Accordingly, the petition is disposed of. Pending applications (if any) are disposed of as infructuous.

8. Order be given *dasti*.

9. Order be uploaded on the website of this Court.

ANISH DAYAL, J

AUGUST 20, 2024/MK