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IN THE HIGH COURT OF DELHI AT NEW DELHI

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CRL.M.C. 6941/2023

MR ASHISH MALIK & ANR

..... Petitioners

Through: Mr. Sameer Kumar and Ms. Somi Sharma, Advocates with petitioners in person.

versus

STATE OF NCT OF DELHI & ANR

..... Respondents

Through: Mr. Sanjeev Sabharwal, APP for State with SI Manoj Kumar and ASI Virender Singh PS Mundka, Delhi.
Mr. Mandeep Baisala and Mr. Shah Rukh Ahmad, Advocates for complainant/respondent No.2 with respondent No.2 in person.

CORAM:

HON'BLE MR. JUSTICE MANOJ KUMAR OHRI

ORDER

12.02.2024

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1. The present proceedings are instituted under Section 482 Cr.P.C. on behalf of the petitioners seeking quashing of FIR No. 278/2016 registered under Sections 354/354B IPC at Police Station Mundka, Delhi on the ground that the parties have amicably settled their disputes.
2. As per the allegations levelled in the FIR, the petitioners misbehaved with respondent No.2.
3. Mr. Sanjeev Sabharwal, learned APP for the State, on instructions, submits that the petitioners are the only accused persons and respondent No.2 is the only complainant/victim in the present case. It is further submitted that the charge-sheet has already been filed.
4. Learned counsels for the parties submit that the present matter arises



out of a matrimonial dispute, and that since the parties are known to each other, they have amicably settled their disputes vide Memorandum of Understanding dated 28.05.2022. In terms of the said settlement, complainant is now left with no claim or grievance against the petitioners.

5. The petitioners and respondent No.2, who are present in Court, have been identified by their respective counsels as well as the I.O./ SI Manoj Kumar PS Mundka, Delhi.

6. The petitioners have shown remorse for their conduct and undertake not to repeat the same in future. Respondent No. 2 also states that she has entered into the aforementioned MoU out of her own free will, volition and without any coercion. She further states that she has no objection if the present FIR and consequent proceedings are quashed.

7. It is informed that a cross FIR bearing No. 281/2016 registered under Sections 354/323/506/34 IPC at Police Station Mundka, Delhi has also been quashed today vide CRL.M.C. 8218/2023.

8. The parties shall remain bound by the statements made in Court today.

9. In view of the above facts and considering that no useful purpose will be served in continuance of the proceedings, it is directed that the aforesaid FIR and the consequent proceedings arising therefrom are hereby quashed.

10. With the above directions, the petition is disposed of.

MANOJ KUMAR OHRI, J

FEBRUARY 12, 2024/rd