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

+ CRL.M.C. 5687/2024 & CRL.M.A. 21728/2024

DHIRENDER SHARMA & ANR.Petitioners

Through: Chandrika Semwal advocate for
petitioners Mr. Sumit Gaba, Adv.
(thru VC)
Petitioner no.1 in person

versus

THE STATE OF NCT OF DELHI AND ANR.Respondents

Through: Mr Hitesh Vali, APP for the State
with Mr. Deepankar Kataria, Adv.
SI Vikash Fageria I/C PP Subhash
Nagar, PS Rajouri Garden
R-2/complainant in person

CORAM:
HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **26.07.2024**

1. This petition is filed seeking quashing of FIR No.201/2019 under Sections 406/498A/34 IPC PS Rajouri Garden, on the basis of settlement arrived at between the parties with the facilitation of Mediation Centre, Tis Hazari Courts, Delhi on 29th October 2022, which is on record of this Court.
2. Petitioner no.1 and respondent no.2 complainant are present in the Court and duly identified by the IO. Petitioner no.2 is mother of petitioner no.1 who is a senior citizen and is unable to be present before the Court. Her appearance is exempted for today.
3. Petitioner no.1 and respondent no.2 were married on 22nd June 2008 and one male child and one female child were born out of this wedlock. However, due to marital discord, they started living separately.



4. As per the settlement, petitioner no.1 and respondent no.2, have resolved their disputes and are now living together as a married couple along with their children, in peace and harmony.
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.201/2019 under Sections 406/498A/34 IPC PS Rajouri Garden, and proceedings emanating therefrom are quashed.
6. Parties shall abide by the terms of settlement.
7. Accordingly, the petition is disposed of along with the pending application.
8. Order be uploaded on the website of this Court.

ANISH DAYAL, J

JULY 26, 2024/sm