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Dharmender Kumar Sahu vs.state of Nct of Delhi & Anr.

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Court : Delhi

Decided On : Sep-24-2019

Appellant : Dharmender Kumar Sahu

Respondent : State of Nct of Delhi & Anr.

Judgement :

$~48 * IN THE HIGH COURT OF DELHI AT NEW DELHI Date of decision:

24. 09.2019 + CRL.M.C. 4827/2019 DHARMENDER KUMAR SAHU .....

... Petitioner
Through Mr. Abhay Kumar with Mr. Surender Kumar, Advs. versus STATE OF NCT OF DELHI & ANR. Through Mr. Izhar Ahmed, APP for State .....

... RESPONDENTS
Mr. Ashok Kumar Verma, Adv. for R-2 with respondent no.2 in person SI Mukesh Kumar, PS Govind puri CORAM: HON'BLE MR. JUSTICE SURESH KUMAR KAIT

JUDGMENT
(ORAL) CRL.M.A. 36702/2019(Exemption) 1.

2. Allowed, subject to all just exceptions. This application is, accordingly, disposed of. CRL.M.C. 4827/201 3. Vide the present petition, the petitioner seeks quashing of FIR No.12
dated 15/09/2015 registered at Police Station - Govind Puri, Distt. South East,

New Delhi for the offences punishable under Sections 498A/4
of the IPC and consequent proceedings arising therefrom. CRL.M.C. 4827/2019 Page 1 of 3 4.

5. Notice issued. Notice is accepted by learned APP for the State and counsel for the respondent no.2 and with the consent of the counsel for the parties, the present petition is taken up for final disposal.

6.

... Petitioner
no.1 and respondent no.2 got married as per Hindu rites and rituals. Two children were born out of the wedlock.

7. Due to extreme incompatibilities between the petitioners and respondent no.2, they started living separately.

8. The petitioners and respondent no.2 with the intervention of their well wishers and relatives entered into an amicable settlement before Mediation Centre, Saket Court New Delhi vide settlement deed dated 09.07.2019 and settled all their disputes amicably.

9. The complainant is present in person with her counsel and has been identified by SI Mukesh Kumar of Police Station Govind Puri. She submits that the matter has been settled and she does not wish to pursue the matter any further.

10. Taking into account the aforesaid facts, this Court is inclined to quash the concerned FIR as no useful purpose would be served in prosecuting the petitioner any further. CRL.M.C. 4827/2019 Page 2 of 3 11. For the reasons afore-mentioned, FIR No.12
dated 15/09/2015 registered at Police Station-Govind Puri, Distt. South East, New Delhi instituted for the offences punishable under Sections 498A/4
of the IPC and consequent proceedings arising therefrom are quashed.

12. The petition is allowed accordingly.

13. Order dasti, under the signature of Court Master. (SURESH KUMAR KAIT) JUDGE SEPTEMBER24 2019 ms CRL.M.C. 4827/2019 Page 3 of 3

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