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

CNR No. DLHC010300952026

+ **W.P.(CRL) 2038/2026**

MR. IRFAN ALI

.....Petitioner

Through: Mr. M. Hasibuddin, Adv. alongwith
petitioner in person

versus

THE STATE (GOVT. OF NCT OF DELHI) & ANR.

.....Respondents

Through: Mr. Anand V. Khatri, ASC with SI
Pardeep Malim, PS Jamia Nagar
R-2 in person

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
05.08.2026

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1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (***BNSS***), the petitioner seeks quashing of the FIR No.35/2024 dated 18.01.2024 registered at PS.: Jamia Nagar, Delhi under *Sections 498A/406/34* of the Indian Penal Code, 1860 (***IPC***) and all proceedings emanating therefrom, in view of Settlement dated 22.05.2024 before Mediation Centre, Saket Courts, New Delhi, whereby the petitioner and the respondent no.2 have mutually resolved their disputes.

2. Issue notice.

3. Learned ASC accepts notice and submits that he has no objection to the quashing of the aforesaid FIR.



4. Respondent no.2, present in Court, also accepts notice and affirms the Settlement dated 22.05.2024 and submits that she and the petitioner have amicably resolved all their disputes and are now living together happily with their child. As such, she submits that she has no objection to the quashing of the aforesaid FIR.

5. This Court has further had the occasion of interacting with the petitioner as well as the respondent no.2, who all are present in Court. They affirm the terms of the aforesaid Settlement dated 22.05.2024, and as such, the parties have agreed to put a quietus to their disputes. Respondent no.2 hence submits that she does not wish to continue with the aforesaid FIR against the petitioner.

6. The petitioner and the respondent no.2, present in Court, as well as their credentials as on record, have been identified by the Investigating Officer.

7. Facts disclose that the parties have expressed their clear intention as also taken steps towards resuming their matrimonial life, as they are now residing together alongwith their child in peace and harmony and have decide to put a quietus to their disputes. As such, following the law laid down by the Hon'ble Supreme Court in ***Jitendra Raghuvanshi & Ors. vs. Babita Raguvanshi & Anr.:*** (2013) 4 SCC 58, ***Gian Singh vs. State of Punjab & Anr.:*** (2012) 10 SCC 303 and ***Narinder Singh & Ors. vs. State of Punjab & Anr.:*** (2014) 6 SCC 466, since there is nothing left to corroborate and prove the case of the prosecution, continuation of the aforesaid FIR will be an exercise in futility.

8. Therefore, the present petition is allowed and FIR No.35/2024 dated 18.01.2024 registered at PS.: Jamia Nagar, Delhi under Sections



498A/406/34 of IPC as also all proceedings emanating therefrom are hereby quashed.

9. Accordingly, the present petition is disposed of in the aforesaid terms.

SAURABH BANERJEE, J.

AUGUST 05, 2026/rr