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

CNR No. DLHC010394592026

+ CRL.M.C. 6200/2026, CRL.M.A. 25908/2026, CRL.M.A. 25909/2026

KAPIL CHATRATH AND ORS

.....Petitioners

Through: Mr. Sandeep Kumar, Ms. Archana
and Ms. Poonam, Advs.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Satish Kumar, APP
SI- Meenakshi, PS: Dwarka North
and SI- Manisha, PS: PHQ
Counsel for respondent no.2
(appearance not given) alongwith
respondent no.2

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

24.08.2026

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1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (***BNSS***), the petitioners seek quashing of the FIR No.757/2021 dated 11.10.2021 registered at PS.: Dwarka North under *Sections 498A/406/34* of the Indian Penal Code, 1860 (***IPC***) and all proceedings emanating therefrom, in view of Mediation Settlement dated 03.02.2024, whereby the petitioner no.1 and the respondent no.2 have mutually resolved their disputes.

2. Issue notice.



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

4. Learned counsel for respondent no.2, present in Court, also accepts notice and submits that respondent no.2 has no objection to the quashing of the aforesaid FIR.

5. This Court has further had the occasion of interacting with the petitioners as well as the respondent no.2, who all are present in Court. They affirm the terms of the aforesaid Mediation Settlement dated 03.02.2024, and as such, the parties have agreed to put a quietus to their disputes as petitioner no.1 and respondent no.2 have been residing together with their children peacefully. Respondent no.2 hence submits that she does not wish to continue with the aforesaid FIR against the petitioners.

6. The petitioners 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 petitioner no.1 and respondent no.2 have expressed their clear intention as also taken steps towards resuming their matrimonial life, as they are now residing together in peace and harmony with their children. As such, following the law laid down by the Hon'ble Supreme Court in ***Jitendra Raghuwanshi & 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.757/2021 dated 11.10.2021 registered at PS.: Dwarka North under *Sections 498A/406/34* of IPC as also all proceedings emanating therefrom are hereby quashed.

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

SAURABH BANERJEE, J

AUGUST 24, 2026/Ab