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

CNR No. DLHC010399742026

+ **CRL.M.C. 6293/2026**

ARBAZ & ORS.

.....Petitioners

Through: Mohammad Raja, Adv. with
petitioners in person.

versus

THE STATE GOVT. OF NCT OF DELHI AND ANR.

.....Respondents

Through: Mr. Hemant Mehla, APP with ASI
Shiv Raj, PS Jaitpur.
R-2 in person.

CORAM:

HON'BLE MS. JUSTICE MADHU JAIN

ORDER

% **25.08.2026**

1. This hearing has been done through hybrid mode.
2. By way of the present petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the 'BNSS'), the petitioners seek quashing of **FIR No. 507/2022**, registered at Police Station Jaitpur, Delhi, for the offences punishable under Sections 498A/406/34 of the Indian Penal Code, 1860 (hereinafter referred to as the 'IPC'), and all consequential proceedings emanating therefrom, on the basis of the settlement arrived at between the parties.
3. Issue notice. Learned APP accepts notice on behalf of the State.
4. The petitioners and respondent No. 2 are present before this Court and have been duly identified by their respective counsel and the Investigating Officer concerned.
5. Brief facts of the case are that respondent No. 2 had married petitioner



No. 1 on 30.05.2020 according to Muslim rites and ceremonies. A daughter, namely Ayana, was born out of the said wedlock. Owing to disputes and differences between the parties, petitioner No. 1 and respondent No. 2 started residing separately with effect from 04.04.2022. Thereafter, respondent No. 2 lodged a complaint before the CAW Cell, Sriniwas Puri, which culminated in the registration of the present FIR under Sections 498A/406/34 IPC. The investigation was completed and charge-sheet was filed before the learned Trial Court.

6. It is submitted that during the pendency of the proceedings, the parties, with the intervention of their common friends, well-wishers and respectable persons, amicably resolved their disputes and decided to resume their matrimonial relationship.

7. It is further submitted that pursuant to the settlement, respondent No. 2 resumed cohabitation with petitioner No. 1 on 20.03.2024, along with their minor daughter, and since then the parties have been residing together peacefully as husband and wife. A Memorandum of Understanding dated 04.07.2026 has also been executed between the parties in this regard.

8. On a query made by this Court, respondent No. 2, who has been duly identified by the Investigating Officer and her counsel, categorically states that the settlement has been entered into by her out of her own free will and without any force, coercion, pressure or undue influence. She further states that she is presently residing with petitioner No. 1 along with their minor daughter and has no subsisting grievance against the petitioners. She further states that she has no objection if the present FIR and all consequential proceedings emanating therefrom are quashed.

9. In view of the fact that the parties have amicably resolved their



matrimonial disputes, have resumed cohabitation and are presently living together peacefully as husband and wife along with their minor daughter, no useful purpose would be served by continuing the criminal proceedings. Rather, continuation of the same would only result in further acrimony and disturb the matrimonial relationship between the parties.

10. In the facts and circumstances of the present case, and particularly in view of the voluntary settlement between the parties and the fact that respondent No. 2 has no objection to the quashing of the proceedings, this Court is of the view that continuation of the criminal proceedings would amount to an abuse of the process of law. It would, therefore, be in the interest of justice to exercise the inherent jurisdiction of this Court under Section 528 of the BNSS.

11. Accordingly, FIR No. 507/2022, registered at Police Station Jaitpur, Delhi, for the offences punishable under Sections 498A/406/34 of the IPC, and all consequential proceedings emanating therefrom, are hereby quashed.

12. The present petition is disposed of. Pending application(s), if any, also stand disposed of.

13. Copy of the order be communicated to the learned Trial Court for necessary information and compliance.

14. The order be uploaded on the website *forthwith*.

MADHU JAIN, J

AUGUST 25, 2026/JYH/P