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

+ **CRL.M.C. 220/2025, CRL.M.A. 1195/2025, CRL.M.A. 1196/2025 & CRL.M.A. 3882/2025**

VINISHA & ORS.

.....Petitioners

Through: None

versus

STATE OFG OVT OF NCT DELHI & ANR.Respondents

Through: Mr. Nawal Kishore Jha, APP for the State
SI Pankaj Kumar, PS Jyoti Nagar
SI Rakesh, PS Kanjhawala
Mr. Mukesh Hooda and Mr. Prashant Hooda, Advocate for R-2 with R-2 in person

CORAM:

HON'BLE MS. JUSTICE MANMEET PRITAM SINGH ARORA

ORDER

% 12.03.2025

CRL.M.A. 1196/2025 (for exemption)

1. Allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL.M.C. 220/2025

3. The Petition has been filed on behalf of the Petitioner under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 ('BNSS') [corresponding to Section 482 of the Code of Criminal Procedure, 1973 ('Cr. P.C.')] seeking quashing of FIR No. 333/2022 dated 16.04.2022 registered at Police Station ('P.S.') Jyoti Nagar, Delhi for offences under Sections 323/341/427/506/34 of the Indian Penal Code, 1860 ('IPC') on the basis of



mediation settlement agreement dated 12.12.2023 which is on record of this Court.

4. None appears on behalf of the Petitioner.
5. Learned counsel for Respondent No. 2 states that the Respondent No. 2 is present in Court. He further states that Petitioner Nos. 1, 2 and 4 have duly appeared before the Joint Registrar (J) and recorded their statements. Similarly, Respondent No. 2 also appeared before the Joint Registrar (J) on 20.02.2025 and recorded his statement.
6. He states that Petitioner No. 1 and Respondent No. 2 are the husband and wife and that the parties have entered into a settlement before the Delhi Mediation Centre, Rohini District Courts, Delhi. The agreement has been filed with the learned Joint Registrar (J).
7. He states that as per the settlement, the parties have agreed to withdraw all cases against each other. He further states that the Petitioner No. 1 had filed a FIR No. 116/2018 under Sections 498A/406/34 IPC, PS Kanjhawala against Respondent No. 2 which has already been quashed by the Co-ordinate Bench earlier today vide order passed in CRL. M.C. No. 195/2025.
8. The Investigating Officer ('IO') is present in Court and has identified Respondent No. 2. He states that the chargesheet has already been filed in the present matter. He confirms that he has been apprised that the parties have amicably settled their matter.
9. This Court has considered the submissions of the parties.
10. In the light of the above noted judgment and the law laid down by the



Supreme Court in **Gian Singh vs. State of Punjab & Anr¹**.. as also in **Narinder Singh & ors. Vs. State of Punjab & Anr²**., this Court sees no reason why the subject FIR and all proceedings emanating therefrom should not be quashed. This court is of the view that in light of the settlement between the contesting parties arising out of their matrimonial relationship, continuing with the subject FIR and all subsequent proceedings would be an exercise in futility and would not be conducive to peace and harmony between the parties.

11. Keeping in view the nature of the dispute and the facts that the parties have amicably settled the dispute and the chances of conviction of the Petitioner being remote and bleak, this court, therefore, is of the view that there is no use of continuing with proceedings of the present FIR, as it would be misuse of the process of the Court and an unnecessary burden on the State exchequer. Further, this court is of the opinion that the present petition is a fit case to exercise discretionary jurisdiction under Section 528 of BNSS.

12. Accordingly, the petition is allowed. Consequently, the FIR No. 333/2022 dated 16.04.2022 registered at Police Station (PS) Jyoti Nagar, Delhi for offences under Sections 323/341/427/506/34 of the Indian Penal Code, 1860 and proceedings emanating therefrom are quashed.

13. The IO is directed to apprise the concerned court with respect to the quashing of the subject FIR.

14. Parties shall abide by the terms of settlement.

15. Accordingly, the petition is disposed of. Pending applications are

¹ (2012) 10 SCC 303

² (2014) 6 SCC 466



disposed of as infructuous.

MARCH 12, 2025/msh/akp

MANMEET PRITAM SINGH ARORA, J

Click here to check corrigendum, if any