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

+ **CRL.M.C. 703/2025**

VINEET KUMAR & ORS.

.....Petitioners

Through: Mr. Bhimjyoti, Mr. Lalit Yadav,
Advs alongwith P-1 and P-2 to 8
through VC

versus

**THE STATE GOVT. OF NCT OF DELHI AND
ANR.**

.....Respondents

Through: Mr. Satish Kumar, APP for State
with S.I. Rinki, PS: KNK Marg

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

24.03.2025

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CRL.M.A. 3410/2025-Exp

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

CRL.M.C. 703/2025

3. *Vide* the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (erstwhile *Section 482* of the Code of Criminal Procedure, 1973), the petitioners seek quashing of FIR No.314/2018 dated 06.09.2018 registered under *Sections 498A/406/34* of the Indian Penal Code, 1860 at PS: K.N. Katju Marg, Delhi, as also all other proceedings emanating therefrom, in view of the Settlement Agreement dated 19.04.2024 arrived at between the petitioner no.1 and the respondent no.2 herein.
4. The present petition is accompanied by the aforesaid Settlement



Agreement [*Annexure- P2*], and is also supported by affidavits of all the petitioners alongwith their respective proofs of I.D.

5. Issue Notice.

6. Learned APP for the State accepts notice, and submits that he has no objection to the quashing of the aforesaid FIR.

7. Though the respondent no.2 is neither present in Court today, nor is represented through counsel, an affidavit [*Annexure-P4*] to the effect that the matrimonial disputes between herself and the petitioners have since been settled and that she has no objection to the FIR alongwith all other proceedings, against the petitioners being quashed has already been filed by her. The same is also accompanied by her proof of I.D.

8. Further, in fact a statement by the respondent no.2 dated 07.02.2025 has also been recorded by the learned Joint Registrar, clearly stating that she has voluntarily entered into the aforesaid Settlement Agreement without any coercion or pressure. She affirms therein that in compliance with the aforesaid Settlement Agreement, the petitioner no.1 has already paid her a total sum of Rs.1,50,000/- in full and final settlement of all her claims including alimony, maintenance (present, past and future), stridhan, etc., in light of which all her disputes with the petitioners stand settled and that she has no objection to the quashing of the present FIR, i.e., FIR No.314/2018 dated 06.09.2018 registered under *Sections 498A/406/34* of the Indian Penal Code, 1860 at PS: K.N. Katju Marg, Delhi, as also all other proceedings emanating therefrom against the petitioners. The statement finally confirms that the petitioner no.1 and respondent no.2 have been granted divorce by mutual consent *vide* Decree of Divorce dated 19.09.2024, and that there is no child born out of their wedlock.



9. In view of the fact that a settlement has already been arrived at between the parties and 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, this Court is of the opinion that continuation of the aforesaid FIR will be an exercise in futility.

10. Accordingly, the present petition is allowed, and FIR No.314/2018 dated 06.09.2018 registered under *Sections 498A/406/34* of the Indian Penal Code, 1860 at PS: K.N. Katju Marg, Delhi, as also all other proceedings emanating therefrom, are quashed.

11. The petition stands disposed of.

SAURABH BANERJEE, J

MARCH 24, 2025/Ab