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

+ **CRL.M.C. 1049/2025**

SUMIT KUMAR SINGH

.....Petitioner

Through: Mr. Subhash Baghel, Advocate.

versus

STATE OF NCT OF DELHI AND ANR

.....Respondent

Through: Mr. Shoaib Haider, APP for State
with SI Surekha and SI Kamlesh P.s.
Saket.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **24.07.2025**

CRL.M.A. 4813/2025 (Seeking Exemption)

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

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3. The present Petition under Section 528 BNSS read with Section 482 Cr.P.C has been filed on behalf of the Petitioner seeking to quash the FIR No. 63/2018 registered under Sections 498A/354/406/34 of the Indian Penal Code, 1860 at Police Station Saket, New Delhi.
4. Brief facts of the case are that the marriage was solemnized between petitioner No. 1 and respondent No. 2 on 29.01.2013 according to Hindu rites and ceremonies. It is stated that a male child was born out of the said



wedlock on 21.10.2015, who is now aged about 9 years. Due to some temperamental differences, the parties started residing separately since March, 2017.

5. It is further submitted that on the Complaint of Respondent No. 2, an FIR bearing No. 63/2018 under Sections 498A/406/354/34 of the Indian Penal Code, 1860 got registered at Police Station Saket.

6. It is stated that with the intervention of well-wishers and family members, both the parties amicably settled all the disputes and differences *vide* Compromise Deed dated 20.01.2025, and it was *inter alia* settled between the parties that the respondent No. 2/wife and the petitioner No. 1/husband shall dissolve their marriage by decree of mutual consent without any payment or financial consideration.

7. It is further stated that the child shall remain in the custody of Respondent No. 2/wife and both the parties shall jointly bear the expenses of the child.

8. It is also stated that on 27.07.2022, the marriage between petitioner No. 1 and respondent No. 2 had been dissolved as per Hindu law.

9. In view of the Compromise Deed dated 20.01.2025, the present petition has been filed.

10. The parties are present before this Court in-person today, and have been identified by their counsel and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily.



11. The parties have submitted that all the disputes have been amicably settled *vide* Compromise Deed dated 20.01.2025 and thus, no fruitful purpose will be served in continuing with the FIR.

12. The present petition has been signed by all the parties and is supported by their respective affidavits. The parties have reaffirmed the terms of the settlement arrived at *vide* Compromise Deed dated 20.01.2025 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

13. Today, the complainant/respondent No. 2/wife, who is present in Court, states that she has 'No objection' if the FIR is quashed.

14. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion and also the fact that the present matter is a family matter, I am of the opinion that no useful purpose will be served in continuing with the proceedings, rather the same would create further acrimony between them. Hence, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. It is made clear that the above Settlement arrived at between the parties without prejudice to the rights and interest of the child.

15. Moreover, there is no legal impediment in quashing the FIR in question.

16. Accordingly, FIR bearing No. 63/2018 registered at Police Station Saket, for offences punishable under Sections 498A/406/354/34 of the Indian Penal Code, 1860 and all consequential proceedings emanating therefrom are quashed.



17. The petition stands disposed of.

NEENA BANSAL KRISHNA, J

JULY 24, 2025/va