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

+ CRL.M.C. 1100/2025, CRL.M.A. 5034/2025

SANJU & ORS.

.....Petitioner

Through: Appearance not given.

versus

STATE OF NCT OF DELHI & ANR.

.....Respondent

Through: Mr. Shoaib Haider, Ld. APP for the State
with SI Vishal Tiwari and SI Arun
Kumar P.S. Prem Nagar.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

11.03.2025

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CRL.M.A. 5033/2025 (Seeking Exemption)

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

CRL.M.C. 1100/2025

3. A Petition under Section 528 BNSS has been filed on behalf of the Petitioners for quashing of FIR No.0087/2021 dated 09.02.2021 under Section 498A/406/34 IPC registered at Police Station Prem Nagar.
4. Issue notice.
5. Mr. Shoaib Haider, learned Additional Standing Counsel appearing on advance notice, accepts Notice on behalf of the State.
6. *Brief facts* of the case are that the marriage was solemnized between petitioner No. 1 and respondent No. 2 on 21.06.2010 according to Hindu rites and ceremonies. Due to the temperamental differences and conflicts between the Petitioner and Respondent No.2 they started living separately from each other.



7. It is further submitted that on 09.02.2021, on the complaint of respondent No. 2, an FIR bearing No. 0087/2021 under Sections 498A/406/34 of the Indian Penal Code, 1860 got registered at Police Station Prem Nagar.

8. It is stated that the Chargesheet was filed in the Court and during the pendency of the case, the matter has been amicably settled between the petitioners and Respondent No.2 vide Compromise Deed dated 20.02.2023, whereby Petitioner No.1 and Respondent No.2 have decided to reconcile their marriage and to live together as husband and wife.

9. In view of the Compromise Deed dated 20.02.2023, the present petition has been filed.

10. The parties are present before this Court in-person today, and have been identified by their respective counsels and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily. Both Petitioners and the Respondent No.2 undertake to abide by the terms of the Settlement dated 20.02.2023. The statement of Petitioner No.1 and Respondent No.2 has also been recorded by the learned Joint Registrar and thus, no fruitful purpose will be served in continuing with the FIR.

11. 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 20.02.2023 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

12. The respondent No. 2/wife submits that she has been living in her matrimonial home peacefully after reconciling all the issues with the Petitioners. Today, the complainant/respondent No. 2/wife, who is present in Court, states that she has no objection if the FIR is quashed.

13. 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.

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

15. Accordingly, FIR bearing No. 0087/2021 registered at Police Station Prem Nagar, for offences punishable under Sections 498A/406/34 of the Indian Penal Code, 1860 and all consequential proceedings emanating therefrom are quashed.

16. The petition stands disposed of along with pending Application(s).

NEENA BANSAL KRISHNA, J

MARCH 11, 2025/va