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

+ **CRL.M.C. 1388/2025**

BIPLOB DAS & ORS.

.....Petitioners

Through: Mr. Rajan, Advocate along with
petitioner Nos. 1 and 3 in person.
Petitioner Nos. 2 and 4 through VC.

versus

STATE OF DELHI & ANR.

.....Respondents

Through: Mr. Satinder Sing Bawa, APP for the
State with SI Sunit, P.S. Jagat Puri.
Mr. Sidharth Joshi and Mohd. Zala,
Advocates for R-2.
Respondent No.2 in person through
VC.

CORAM:

HON'BLE MR. JUSTICE AMIT SHARMA

ORDER

28.03.2025

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1. This hearing has been done through hybrid mode.

CRL.M.A. 6196/2025 (Exemption)

2. Allowed, subject to all just exceptions. The application is allowed and disposed of accordingly.

CRL.M.C. 1388/2025

3. The present petition under Section 528 of the BNSS (Section 482 of the Cr.P.C.) seeks quashing of FIR No. 192/2019, under Sections 498A/406/34 of the IPC, registered at P.S. Jagatpuri and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Shruti Sharma, learned JMFC, Mahila Court, Shahdara, Karkardooma Courts, Delhi.



4. The marriage between the petitioner No.1/husband and the respondent No.2/wife was solemnized on 06.12.2015 as per Hindu Rites and Customs and no child was born out of the said wedlock.

5. Due to matrimonial differences between petitioner No. 1 and respondent No. 2, the parties started residing separately since July 2018. Subsequently, respondent no.2/complainant lodged an FIR against the petitioners

6. Learned counsel appearing on behalf of the petitioners submits that during the pendency of the proceedings, the petitioner No. 1/husband has settled the matter with respondent No. 2/wife *vide* Settlement dated 24.07.2023 before Delhi Mediation Centre, Karkardooma Courts, Delhi and in pursuance of which respondent No. 2 has no objection, if the present FIR and the subsequent chargesheet are quashed.

7. Petitioner Nos. 1 and 3 and complainant/respondent No. 2 appear in person and petitioner Nos. 2, 4 appear through video conferencing and have been duly identified by the Investigating Officer, SI Sunit, P.S. Jagatpuri.

8. The matter was also placed before the learned Joint Registrar who has recorded the statements of both the parties and had passed the following order on 19.03.2025: -

“Mr. Mohd. Zaki, Ld. Counsel for Respondent no. 2 & Respondent no. 2 have appeared through VC, and submits that the demand draft for a sum of Rs. 3,50,000/- bearing no. 180551 drawn on Punjab National Bank, dated 24.02.2025 handed over to Respondent no. 2 on the last date of hearing stands duly honoured and nothing else remains due in this case and Respondent no. 2 has no objection if FIR No. 192/2019, Under Section 498-A/406/34 IPC, registered at PS Jagat Puri, Delhi and all proceeding emanating there from is quashed qua the petitioners.

The statement of Respondent no. 2 to ascertain the veracity and the genuineness of the parties entering into settlement was



recorded on 04.03.2025.

The Mediation/Settlement dated 24.07.2023 entered into between the parties is on record as Annexure – P-4 at page 126.

As per the settlement, the respondent no. 2 has now received the total settlement amount towards her article, stridhan as well as towards alimony and maintenance past, present and future whatsoever and Respondent no. 2 shall not claim anything in this regards in future by way of any litigation. There is no child born out of the wedlock. Respondent no. 2 states that she has no objection whatsoever if FIR no. 192/2019, Under Section 498-A/406/34 IPC, registered at PS Jagat Puri, Delhi, against the petitioners is quashed.

Respondent no. 2 has also been granted divorce by Mutual consent in HMA No. 1243/2024 which is on record Annexure – P-7 at page 145.

Respondent no. 2 further states that she has no objection whatsoever if the present FIR against the petitioner is quashed and Respondent no. 2 shall fully cooperate in quashing of the present FIR and raise no claim in future through any civil or criminal litigation with regards to the incident relating to the present FIR. Respondent no. 2 has also given her affidavit of no objection for quashing of the present FIR which is at page no. 137 to 139 of the petition bearing her signatures. Respondent no. 2 undertakes to fully cooperate in quashing of the present FIR and withdrawal of all/any other connected case, if any.

This pre verified report along with the petition may be placed before the Hon'ble Court on **28th March, 2025.**"

9. Respondent No. 2 submits that the matter has been settled with the petitioners and have no objection if the present FIR and the consequential proceedings emanating therefrom including the chargesheet are quashed. She further states that all the terms of the settlement have been complied with.
10. In view of the settlement between the parties, learned APP for the State also has no objection if the present FIR and the consequential proceedings arising therefrom including the chargesheet are quashed.
11. In *Gian Singh vs. State of Punjab*, (2012) 10 SCC 303, the Hon'ble



Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

“61. ... In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceeding.”

12. In view of the aforesaid circumstances, and the fact that the parties have put a quietus to the dispute, no useful purpose will be served in continuing with the present FIR No. 192/2019, under Sections 498A/406/34 of the IPC, registered at P.S. Jagat Puri and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Shruti Sharma, learned JMFC, Mahila Court, Shahdara, Karkardooma Courts, Delhi.

13. In the interest of justice, the petition is allowed, and the FIR No. 192/2019, under Sections 498A/406/34 of the IPC, registered at P.S. Jagat Puri and all other consequential proceedings emanating therefrom, including the chargesheet pending before the Court of Ms. Shruti Sharma, learned JMFC, Mahila Court, Shahdara, Karkardooma Courts, Delhi, are hereby quashed.

14. Petition is allowed and disposed of accordingly.

15. Pending application(s), if any, also stands disposed of.

AMIT SHARMA, J

MARCH 28, 2025/bsr

[Click here to check corrigendum, if any](#)