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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 1911/2025**
DINESH KUMAR AND ANR.Petitioners
Through: Mr. Navy Charlie, Mr. Pankaj Sinha
and Mr. Raj Mishra, Advocates.
versus
STATE GOVT. OF NCT OF DELHI AND ANR.Respondents
Through: Mr. Naresh Kumar Chahar, APP with
SI Seema, PS: Dwarka Sector 23.
Ms. Renu and Ms. Mishra Divya
Santosh, Advocates for R2.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER
18.07.2025

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CRL.M.A. 8604/2025

1. Exemption allowed, subject to all just exceptions.
2. The Application stands disposed of.

CRL.M.C. 1911/2025

3. Petition under Article 227 of the Constitution of India, 1950 read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*) and under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.PC'*), has been filed on behalf of the Petitioners, for quashing of FIR No. 0269/2020 under Section 498A/406/323/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC'*) registered at Police Station Dwarka, Sector-23 and all the consequential proceedings emanating therefrom, in terms of the Settlement Deed dated 07.11.2024.
4. Issue Notice.



5. On advance Notice, learned APP has appeared and accepts the Notice on behalf of the State.
6. Brief facts of the case are that the marriage was solemnized between Petitioner No.1/husband and the Respondent No. 2/wife on 09.12.2007, according to the Hindu rites and ceremonies and two children, namely, Rounak Singh and Satiya were born out of the said wedlock.
7. On the Complaint of the Respondent No.2/Complainant, FIR No.0269/2020 under Section 498A/406/323/34 IPC, got registered at Police Station Dwarka, Sector-23.
8. It is submitted that the FIR was a consequence of the matrimonial disputes between the Complainant and the Petitioners. It is stated that the Petitioner No. 1 and the Respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement *vide* Memorandum of Understanding (MOU) dated 07.11.2024. In the Settlement, 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 under Section 13-B(1) and 13-B(2) of Hindu Marriage Act, 1955. It is stated that the Petitioner No.1/husband shall pay a sum of Rs.8,00,000/- towards full and final settlement of all the claims in all respect i.e. towards past, present and future maintenance, balance *istridhan* and alimony of the Respondent No. 2/wife, in two instalments. It is also stated that the Petitioner No. 1 shall pay first instalment of Rs.4,00,000/- to Respondent No. 2/wife, at the time of filing of first motion of Divorce under Section 13-B (1) of the Hindu Marriage Act, 1955 and the second instalment of Rs.4,00,000/- shall be paid by the Petitioner No. 1 to the Respondent No. 2, at the time of filing of second motion of Divorce under Section 13-B(2) of the



Hindu Marriage Act, 1955, through RTGS/Demand Draft. It is also submitted that both the parties shall not file any complaints/petitions/application against each other. It is also settled between the parties that the custody of the two children shall remain with the Respondent No. 2/Complainant.

9. Today, the Respondent No. 2/wife, who is present in the Court, states that she has received all amounts due to her and has no objection if the said FIR is quashed.

10. It is also stated that on 16.12.2024, the marriage between the Petitioner No. 1 and the Respondent No. 2, had been dissolved by mutual consent, as per the Hindu law.

11. Both the parties have entered into the Settlement voluntarily and without any fear and coercion and undertake to remain bound by the terms of the said Settlement.

12. Considering the nature of the allegations and that they have settled the matter, the FIR No.0269/2020 under Section 498A/406/323/34 IPC, registered at Police Station Dwarka, Sector-23 and all the consequential proceedings emanating therefrom are quashed. It is hereby clarified that the said Compromise is without prejudice to the rights and entitlement of the children.

13. The Petition is disposed of accordingly.

NEENA BANSAL KRISHNA, J.

JULY 18, 2025/RS