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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 2339/2025**
GAURAV AGNIHOTRI & ORS.

.....Petitioner
Through: Mr. Anuj Kumar and Mr. Sachin
Chawla, Advocate with Petitioners
through V.C.

versus

STATE GOVT. OF NCT OF DELHI AND ANR.

.....Respondent
Through: Mr. Shoaib Haider, Ld. APP for the
State with SI Vivek Gautam P.S.
Badarpur.
Mr. Padam K. Khanna, Advocate for
R-2 with R-2 through V.C.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER
29.04.2025

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1. The present Petition under Section 528 BNSS read with Article 226 of the Constitution of India has been filed on behalf of the petitioners seeking to quash the FIR No. 75/2021 registered under Sections 498A/34 of the Indian Penal Code, 1860 dated 01.02.2021 at Police Station Badarpur.
2. Brief facts of the case are that the marriage of petitioner No. 1 and respondent No. 2 was solemnized on 12.12.2018 according to Hindu rites and ceremonies.
3. It is further submitted that on the Complaint of respondent No. 2, an FIR bearing No. 75/2021 under Sections 498A/34 of the Indian Penal Code,

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1860 dated 01.02.2021 got registered at Police Station Badarpur.

4. It is stated that both the parties amicably settled all the disputes and differences *vide* Compromise Deed dated 23.09.2024, 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. It is stated that petitioner No. 1/husband shall pay a sum of Rs. 10,50,000/- to the respondent No. 2/wife towards full and final amount of all the claims of the respondent No. 2/wife. It is also stated that the petitioner No. 1 has already paid Rs. 7,00,000 to respondent No. 2/wife in two instalments viz., Rs. 3,50,000/- was paid at the time of recording of statements in First Motion Petition under Section 13(b) of the Hindu Marriage Act, 1955 and another Rs.3,50,000/- was paid at the time of recording of statements in Second Motion Petition under Section 13(b)(2) of the Hindu Marriage Act, 1955.

5. It is further stated that the remaining third instalment of Rs. 3,50,000/- shall be paid by the petitioner No. 1/husband at the time of quashing of FIR No. 75/2021.

6. It is also stated that on 01.03.2025, the marriage between petitioner No. 1 and respondent No. 2 had been dissolved as per Hindu law.

7. In view of the Compromise Deed dated 23.09.2024, the present petition has been filed.

8. The parties are present before this Court today through Video Conferencing, and have been identified by their counsel and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily.

9. The third instalment of Rs.3,50,000/- has been paid to the respondent

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No. 2/wife by the petitioner No. 1, and the same has been confirmed by the respondent No. 2/wife.

10. The parties have submitted that all the disputes have been amicably settled *vide* Compromise Deed dated 23.09.2024 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 23.09.2024 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

12. Today, the complainant/respondent No. 2/wife, who has appeared through Video Conferencing, states that she has received all amounts due to her and has no objection if the FIR is quashed. The statements of the parties have been recorded by the learned Joint Registrar on 07.04.2025.

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. 75/2021 registered at Police Station Badarpur, for offences punishable under Sections 498A/34 of the Indian Penal Code, 1860 dated 01.02.2021 and all consequential proceedings

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emanating therefrom are quashed.

16. The petition stands disposed of.

NEENA BANSAL KRISHNA, J

APRIL 29, 2025/va

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