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

+ **CRL.M.C. 2346/2025**

RAJA AND ORS

.....Petitioner

Through: Petitioners with learned Counsel.

versus

THE STATE OF NCT OF DELHI AND ANR

.....Respondent

Through: Mr. Shoaib Haider, APP for the State
with SI Gaurav P.S. Kalyanpuri.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **27.08.2025**

CRL.M.A. 10562/2025 (Seeking Exemption)

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

CRL.M.C. 2346/2025

3. A Petition under Section 528 of Bhartiya Nagrik Suraksha Sanhita, 2023 has been filed on behalf of the Petitioners seeking quashing of FIR No.124/2021 under Section 323/406/498-A/506 IPC registered at Police Station Kalyanpuri, Delhi.
4. Brief facts of the case are that the marriage was solemnized between petitioner No. 1 and respondent No. 2 on 12.12.2009 according to Hindu rites and ceremonies. It is stated that a male child Manvik was born out of the said wedlock. Since 25.03.2016, the parties started residing separately.



5. It is further submitted that the Respondent No.2 filed a Complaint before the CAW Cell on which FIR No.124/2021 under Section 323/406/498A/506 IPC got registered at Police Station Kalyan Puri.

6. It is stated that during the trial, the petitioners and the respondent No. 2 were referred to Mediation Centre, Karkardooma District Courts, Delhi, where both the parties amicably settled all the disputes and differences before Mediation Centre, Karkardooma District Courts, Delhi vide Compromise Deed dated 29.01.2024, 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. 20,00,000/- 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. 15,00,000 to respondent No. 2/wife in two instalments viz., Rs.10,00,000/- 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.5,00,000/- was paid at the time of recording of statements in Second Motion Petition under Section 13(b)(2) of the Hindu Marriage Act, 1955.

7. It is further stated that the remaining third instalment of Rs.5,00,000/- shall be paid by the petitioner No. 1/husband at the time of quashing of FIR No. 124/2021. It is also stated that the child shall remain in the custody of respondent No. 2/wife.

8. It is also stated that on 29.05.2024, 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 29.01.2024, 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 third instalment of Rs.5,00,000/- has been paid to the respondent No. 2/wife by the petitioner No. 1 today in the Court via Demand Draft No.'000205' dated 22.08.2025 drawn on Bandhan Bank, Thanjavur Branch, and the same has been confirmed by the respondent No. 2/wife.

12. The parties have submitted that all the disputes have been amicably settled vide Compromise Deed dated 29.01.2024 and thus, no fruitful purpose will be served in continuing with the FIR.

13. 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 29.01.2024 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

14. It is also agreed that the Petitioner No.1/husband shall have visitation rights to meet the child four times in a year as per their prior mutual agreed time and place.

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

16. 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.

17. Moreover, there is no legal impediment in quashing the FIR in question. However, it is made clear that the above Settlement is without prejudice to the rights of the child.

18. Accordingly, FIR bearing No. 124/2021 registered at Police Station Kalyan Puri, Delhi, for offences punishable under Sections 323/498A/406/506 of the Indian Penal Code, 1860 and all consequential proceedings emanating therefrom are quashed.

19. The petition stands disposed of.

NEENA BANSAL KRISHNA, J

AUGUST 27, 2025/va