



2025:DHC:4747



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

% **Date of decision: 30.05.2025**

+ CRL.M.C. 2463/2025

PRASHANT CHAUDHARY & ORS.Petitioners

Through: Ms. Ranjana Singh, Adv.

versus

STATE GOVT. OF NCT OF DELHI AND ANR.

.....Respondents

Through: Mr. Satish Kumar, APP for
State with Mr. Ashish Mahani,
Mr. Bhuman Bansal and Mr.
Ashok Kumar Shukla, Advs.
SI Heera Lal and SI Chhote
lal, P.S. Wazirabad, Delhi.
Mr. Sandeep Kumar, Adv. for
R-2 along with R-2 in person.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

SHALINDER KAUR, J (ORAL)

CRL.M.A. 11036/2025 (Exemption)

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

CRL.M.C. 2463/2025, CRL.M.A. 11037/2025

3. The present petition Section 528 of the Bharatiya Nagarik



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Suraksha Sanhita, 2023 has been filed by the petitioners seeking to quash the FIR No. 23/2022 dated 10.01.2022, under Sections 498A/406/34 of the Indian Penal Code, 1860, registered at Police Station Wazirabad, Delhi (“subject FIR”) and all other proceedings emanating therefrom.

4. The learned counsel for petitioners submits that petitioner No.1 is the ex-husband of the respondent No.2 and their marriage was solemnized on 25.02.2015 at Delhi, as per the Hindu rites and a girl child was born out of said wedlock. The petitioner no.2, petitioner No.3, petitioner No.4, father-in-law, mother-in-law, sister-in-law, respectively, of the respondent no. 2 and petitioners No. 5 to 8 are relatives of petitioner no. 1. Subsequent thereto, he submits, the temperamental differences developed between the petitioners and respondent no. 2, coupled with the raising demands for dowry and increasing harassment, led to the registration of the subject FIR and filing of litigation by the respondent no. 2.

5. The learned counsel submits that with the intervention of family members, relatives, and mutual acquaintances, the parties have arrived at an amicable and voluntary resolution of all disputes persisting between them. Subsequent thereto, he submits, the marriage between the petitioner no. 1 and respondent no. 2 was dissolved by a decree of divorce by mutual consent dated 25.01.2025 passed by the learned Judge Family Courts, Tis Hazari Courts, New Delhi.

6. The present petition is premised on the assertion that the dispute



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inter se the parties stand amicably resolved, of their own volition, uninfluenced by any coercion, compulsion or undue inducement. In furtherance thereof, a Memorandum of Understanding (MoU)/ Settlement Agreement dated 07.10.2024, has been duly executed between the petitioners and respondent No. 2. It is further submitted that, in terms of the said settlement, the respondent No. 2 has undertaken to withdraw all proceedings presently pending before various judicial fora.

7. As per the terms of the Settlement, the petitioner no.1 has agreed to pay a total sum of Rs.23,00,000/- to the respondent no. 2, as a full and final settlement of all her claims including maintenance (past, present and future), *stridhan*, permanent alimony in 3 instalments. Furthermore, it is agreed between the parties that the girl child shall remain in care and custody of the respondent no. 2. The said MoU/Settlement dated 07.10.2024 embodying the terms of settlement has been placed on record.

8. Pursuant to this Settlement, the Statement of the parties have been recorded by the Joint Registrar (Judicial) on 27.05.2025 and they have been duly identified by the Investigating Officer and their respective counsels. The respondent no. 2, in her statement before the Joint Registrar (Judicial), has stated that she has no objection if the subject FIR and all the proceedings emanating therefrom are quashed.

9. Before this Court, the Investigating Officer has again identified the parties and they have confirmed that they are abiding by all the



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terms of the Settlement.

10. The complainant/respondent no. 2, who is present-in-person before this Court, upon being queried, confirms that the Settlement dated 07.10.2024 has been entered into between the parties and that in full and final settlement of all her claims including maintenance (past, present and future), *stridhan*, dowry, articles, jewellery, permanent alimony etc. she has received entire settlement amount of Rs. 23,00,000/- from petitioner No. 1 in three instalments, in compliance of the terms of the said Settlement. The respondent no. 2 also confirms that the marriage has been dissolved *vide* the decree dated 25.01.2025 and no other litigation stands pending between the parties. Furthermore, she has no objection if the subject FIR and all consequential proceedings arising therefrom are quashed.

11. In view of the foregoing, the learned counsels of the parties, jointly prayed, for quashing of the subject FIR and all consequential proceedings arising therefrom.

12. The learned APP, appearing on behalf of the State, submits that there is no objection is the subject FIR and all consequential proceedings arising therefrom are quashed.

13. In view of these circumstances, in line with the law laid down by the Supreme Court in ***Gian Singh vs. State of Punjab & Anr.***: (2012) 10 SCC 303 as also in ***Narinder Singh & Ors. vs. State of Punjab & Anr.***: (2014) 6 SCC 466, this Court sees no reason why the subject FIR and all proceedings emanating therefrom should not



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be quashed. In light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would be a futile exercise and would not be conducive to peace and harmony between the parties.

14. In conspectus of the above facts and the Settlement Deed 07.10.2024, the subject FIR bearing No. 23/2022 dated 10.01.2022, under Sections 498A/ 406/34 of the Indian Penal Code, 1860, registered at Police Station Wazirabad, Delhi and all consequential proceedings emanating therefrom, are hereby quashed.

15. The present petition and pending application are, accordingly, disposed of, in the aforesaid terms.

SHALINDER KAUR, J

MAY 30, 2025/r/sds/kp

Click here to check corrigendum, if any