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

+ **W.P.(CRL) 1319/2025 & CRL.M.A. 12414/2025**

KULDEEP TOMAR & ORS.

.....Petitioners

Through: Mr. Vaibhav Kumar, Advocate with
Petitioners in person

versus

THE STATE (GNCTD) & ANR.

.....Respondents

Through: Mr. Sanjay Lao, Standing Counsel
with Mr. Abhinav Arya and
Mr. Aryan Sachdeva, Advocates for
State with ASI Sunita, P.S. Alipur
R-2 in person

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

21.08.2025

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1. Writ Petition under Article 226 of Constitution of India read with Section 528 of the Bhartiya Nagarik Suraksha Sanhita, 2023/Section 482 Cr.P.C. has been filed by the Petitioners seeking quashing of FIR No. 0838/2023 registered under Sections 498A/406/34 IPC at P.S. Alipur, Delhi and all the proceedings emanating therefrom in terms of the Settlement dated 04.02.2025.
2. It is submitted that marriage of Petitioner No.1-husband with Respondent No.2-wife was solemnized on 25.11.2016 as per Hindu Rites and Customs and a child, namely, Master Armaan Tomar was born on 08.01.2018. However, due to temperamental differences, Respondent No. 2 and the Petitioner No. 1 started living separately since 25.09.2021.
3. It is stated that the Respondent No. 2 filed a complaint before the



CAW Cell, which culminated into registration of FIR No. 0838/2023 under Sections 498A/406/34 IPC at P.S. Alipur.

4. It is submitted that with the intervention of family members, relatives and well wishers, Petitioner No.1 and Respondent No.2 have resolved their disputes and arrived at an amicable settlement, terms whereof have been recorded in Settlement dated 04.02.2025.

5. The parties are present in person in the Court and submit that they have arrived at a settlement without any force, coercion and undue influence and pressure and they have signed the Settlement dated 04.02.2025 with their wish and will. The Investigating Officer present before the Court also verified the identity of the parties.

6. Learned Counsel for Petitioners submits that the parties have been happily living together for four months since April, 2025 and no grievance against each other survives and since Respondent No. 2 has already made a statement before the Court that she does not want to pursue the proceedings in FIR No. 0838/2023, the present Petition be allowed and FIR registered against the Petitioners be quashed.

7. Respondent No. 2 is present and submits that she has no grievance against the Petitioners and also no objection to the quashing of FIR. She affirms that she is happily living together with Petitioner No.1.

8. In view of the fact that the FIR in question was premised upon a matrimonial dispute between Petitioner No.1 and Respondent No.2, which has been amicably resolved in terms of Settlement dated 04.02.2025 and the fact that parties have been living together for last three months and also that Respondent No. 2 has given no objection to the quashing of FIR, no fruitful purpose would be served in continuing with the proceedings arising out of



the FIR.

9. Consequently, FIR No. 0838/2023 registered under Sections 498A/406/34 IPC at P.S. Alipur, Delhi and proceedings emanating therefrom are hereby quashed.

10. The present Petition alongwith pending Application is accordingly disposed of.

NEENA BANSAL KRISHNA, J

AUGUST 21, 2025

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