



2025:DHC:4482



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IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of decision: 26.05.2025

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CRL.M.C. 3126/2025

RAMESH SETHI & ORS.

.....Petitioners

Through: Ms. Runjita Das and Mr.
Shailesh Kumar Sinha, Advs.
along with petitioners.

versus

THE STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Satish Kumar, APP for
State along with IO.
Mr. Suman Kumar and Mr.
Shubhanshu Singh, Advs. for
R-2 along with R-2.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

SHALINDER KAUR, J (ORAL)

CRL.M.A. 13776/2025 (Exemption)

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

CRL.M.C. 3126/2025, CRL.M.A. 13775/2025

3. The present petition has been filed by the petitioners under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking to quash the FIR No. 96/2020 dated 25.02.2020 for offences under Sections 498A/406/34 of the Indian Penal Code, 1860, registered at Police Station Hari Nagar ("subject FIR") and all other proceedings



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emanating therefrom.

4. The learned counsel for the petitioners submits that the respondent no. 2 is the wife of the petitioner no. 2 and their marriage was solemnized on 30.10.2017 at Delhi, as per the Hindu rites and ceremonies. The petitioner no. 1 and petitioner no. 3 are father-in-law and mother-in-law of the respondent no. 2, respectively. It is submitted that a male child was born out of the said wedlock. He submits that the incompatible behaviour, conduct and temperament of the parties, coupled with the demands of dowry and increasing harassment, led to the registration of the subject FIR and filing of litigations by the respondent no. 2.

5. The learned counsel submits that due to the irreconcilable and temperamental differences, the marriage of the petitioner no. 2 and the respondent no. 2 has suffered an irretrievable breakdown and the parties have been living separately since 20.01.2018.

6. He further submits that during the pendency of the litigations filed by the respondent no. 2, the parties were referred to the Delhi Mediation Centre, Tis Hazari Court, New Delhi, wherein, with the intervention of the family members, relatives, and mutual acquaintances, the parties have arrived at an amicable and voluntary resolution of their disputes and that no further dispute subsists in relation thereto. Subsequent thereto, the marriage of the parties has been dissolved by way of mutual consent *vide* the divorce decree dated 05.12.2024 passed by the learned Principal Judge, Family Courts, West District, Tis Hazari Courts Delhi.



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7. The present petition is premised on the aforesaid assertion that the dispute *inter se* the parties stand amicably resolved, of their own volition, uninfluenced by any coercion, compulsion or undue inducement. In furtherance thereof, a Mediation Settlement Deed dated 10.09.2024 has been duly executed between the petitioners and the respondent No. 2. It is further submitted that, in terms of the said Settlement, respondent No. 2 has undertaken to withdraw all proceedings presently pending before various judicial fora.

8. As per the terms of settlement, the petitioner no. 2 has undertaken to give an amount of Rs. 28,20,000/- to respondent no. 2 as full and final settlement of all her claims. The Settlement Deed dated 10.09.2024 outlining the terms of settlement has been placed on record.

9. Pursuant to this Settlement, the Statement of the parties have been recorded by the Joint Registrar (Judicial) on 13.05.2025 and they have been duly identified by the Investigating Officer and their respective counsels. The respondent no. 2, in his statement before the Joint Registrar (Judicial), has stated therein, that she has no objection if the subject FIR and all the proceedings emanating therefrom is quashed.

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

11. The complainant/respondent no. 2, who is present-in-person before this Court, upon being queried, confirms that the Settlement



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Deed dated 10.09.2024 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 a sum of Rs. 28,20,000/- from petitioner no. 1, in compliance of the terms of the said Settlement, she has received the entire amount of Rs. 28,20,000/- by way of five cheques and all five cheques have been encashed. She further confirms that as agreed, the child shall remain in care and custody of the respondent no. 2. The respondent no. 2 also confirms that the marriage has been dissolved *vide* the decree dated 05.12.2024 and no other litigation is pending between the parties. Furthermore, she has no objection if the subject FIR and all consequential proceedings arising therefrom are quashed.

12. In view of the foregoing, the learned counsels of the parties, jointly prayed, for quashing of the subject FIR.

13. The learned APP on behalf of the state submits that there is no objection if the subject FIR and all consequential proceedings arising therefrom are quashed.

14. 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 be quashed. In light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would



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be a futile exercise and would not be conducive to peace and harmony between the parties.

15. In conspectus of the above facts and the Settlement Deed dated 10.09.2024, the subject FIR bearing No. 96/2020 dated 25.02.2020 for offences under Sections 498A/406/34 of the Indian Penal Code, 1860, registered at Police Station Hari Nagar and all consequential proceedings emanating therefrom, are hereby quashed.

16. The present petition is, accordingly, disposed of, in the aforesaid terms.

SHALINDER KAUR, J

MAY 26, 2025/ss/kp

[Click here to check corrigendum, if any](#)