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* IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of decision: 19.09.2025

+ CRL.M.C. 3390/2025 & CRL.M.A. 14967/2025 EXEMPTION
FROM FILING CERTIFIED COPIES ETC.

NITESH KUMAR & ORS

.....Petitioners

Through: Ms. Sindhu and Mr. Hitender
Sakkarwal, Advs.
Petitioner no.1 in person.
Petitioner no.5 is present
through vc.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Ms. Manjeet Arya, APP wit SI
Harshvardhan, P.S.Farsh Bazar.
Mr. Praveen Kr. Chandra and
Mr. Abhishek Kunwal, Advs.
for R-2 with R-2 in person.

CORAM:**HON'BLE MR. JUSTICE RAVINDER DUDEJA****JUDGMENT(ORAL)****RAVINDER DUDEJA, J.**

1. This is a petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, seeking quashing of FIR No. 684/2021, dated 14.10.2021, registered at P.S Farsh Bazar, District Shahdara, Delhi



under Sections 498A/406/34 IPC and all proceedings emanating therefrom on the basis of settlement between the parties.

2. The factual matrix giving rise to the instant case is that the marriage between Petitioner no. 1 and Respondent no. 2/complainant was solemnized on 10.03.2016 as per Hindu Rites and ceremonies. One girl child was born out of the said wedlock. However, on account of temperamental differences Petitioner no. 1 and Respondent No. 2 are living separately since 04.09.2019.

3. As per averments made in the FIR, Respondent No. 2 was subjected to physical and mental harassment on account of dowry demands by the petitioner. Chargesheet has since been filed under sections 498A/406/34 IPC against the petitioners.

4. During the course of proceedings, the parties amicably resolved their disputes before the Counselling Cell, Family Courts, Centrakm Tis Hazari, Delhi and the terms of the compromise were reduced into writing in the form of a Settlement dated 03.11.2023. In view of the aforesaid settlement, petitioner no. 1 and respondent no. 2 have obtained divorce on 05.07.2024. It is submitted that Petitioner No. 1 has paid the total settlement amount of Rs. 9,00,000/- (Rupees Nine Lacs Only) as per the schedule in settlement. It is further submitted that the custody of the child is with petitioner no. 1. Copy of the Settlement dated 03.11.2023 has been annexed as Annexure P-4.



5. Petitioner no. 1 and Respondent no. 2 are physically present before the Court while Petitioner no. 5 has entered her appearance through VC. They have been identified by their respective counsels as well as by the Investigating Officer SI Harshvardhan from PS. Farsh Bazar.

6. Respondent No. 2 confirms that the matter has been amicably settled with the petitioners without any force, fear, coercion and she has received the total settlement amount and has no objection if the FIR No. 684/2021 is quashed against the Petitioners.

7. In view of the settlement between the parties, learned Additional PP appearing for the State, also has no objection if the present FIR No. 684/2021 is quashed.

8. Hon'ble Supreme Court has recognized the need of amicable settlement of disputes in ***Rangappa Javoor vs The State Of Karnataka And Another, Diary No. 33313/2019, 2023 LiveLaw (SC) 74, Jitendra Raghuvanshi & Ors. vs Babita Raghuvanshi & Anr., (2013) 4 SCC 58 & in Gian Singh vs State of Punjab (2012) 10 SCC 303.***

9. Further, it is settled that the inherent powers under section 482 of the Code are required to be exercised to secure the ends of justice or to prevent abuse of the process of any court. Further, the High Court can quash non-compoundable offences after considering the nature of



the offence and the amicable settlement between the concerned parties. Supreme Court and this Court have repeatedly held that the cases arising out of matrimonial differences should be put to a quietus if the parties have reached an amicable settlement. Reliance may be placed upon *B.S. Joshi v. State of Haryana, (2003) 4 SCC*.

10. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion. Hence, it would be in the interest of justice, to quash the abovementioned FIR and the proceedings pursuant thereto.

11. In the interest of justice, the petition is allowed, and the FIR No. 684/2021, dated 14.10.2021, registered at P.S Farsh Bazar, District Shahdara, Delhi under section 498A/406/34 IPC and all the other consequential proceeding emanating therefrom is hereby quashed.

12. Petition is allowed and disposed of accordingly.

13. Pending application(s), if any, also stand disposed of.

न्यायमेव जयते

RAVINDER DUDEJA, J

September 19, 2025

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