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

+ **CRL.M.C. 3680/2025 & CRL.M.A. 16176/2025**

LALIT GHAI

.....Petitioner

Through: Mr. Kushagra Pandit, Advocate along
with petitioner-in-person.

versus

STATE OF NCT OF DELHI AND ANR.

.....Respondents

Through: Mr. Naresh Kumar Chahar, APP for
the State with Mr. Pankaj Kumar and
Ms. Amita Yadav, Advocates and
with SI Bharat Singh PS Uttam
Nagar.
Respondent no. 2-in-person.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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30.05.2025

CRL.M.A. 16177/2025 (exemption)

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

CRL.M.C. 3680/2025

3. By way of the present petition, the petitioner seeks quashing of the FIR bearing No. 448/2018, registered at Police Station Uttam Nagar, Delhi, for the commission of offences punishable under Sections 323/506 of the Indian Penal Code, 1860 (hereafter '*IPC*') and Section 31 of Domestic Violence Act, 2005 (hereafter '*DV Act*').



4. Issue notice. Mr. Naresh Kumar Chahar, the learned APP accepts notice on behalf of the State.
5. The petitioner is present before this Court and has been identified by his counsel and Investigating Officer (IO) concerned.
6. Brief facts of the case are that the marriage between petitioner and respondent no. 2 had been solemnized at Delhi on 10.10.1997, in accordance with Hindu rites and ceremonies. It is stated that two children were born out of the said wedlock. It is further stated that matrimonial disputes had arisen between the parties due to which they have been residing separately. Upon the complaint being filed by respondent no. 2, the present FIR came to be registered against the petitioner. After investigation, chargesheet was filed before the concerned Court. It is stated that with the intervention of family and friends, the parties have now amicably settled their disputes *vide* Settlement Agreement dated 21.03.2024 and both the parties had obtained a decree of divorce by way of mutual consent from the concerned Court.
7. On a query made by this Court, respondent no. 2 who has been identified by the IO concerned, has categorically stated that she has entered into compromise out of her own free will and without any pressure, coercion or threat. Therefore, she has no objection if the present FIR is quashed. The statement of the parties to the said effect had been recorded by the learned Joint Registrar (Judicial) on 23.05.2025 and it is also stated that all the matrimonial cases have also been settled between both the parties.
8. In view of the above and the fact that the parties have amicably resolved their differences of their own free will, and without any coercion, and no useful purpose will be served by continuing the proceedings, rather the same would create further acrimony between them. It would thus be in



interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

9. Accordingly, FIR bearing No. 448/2018, registered at Police Station Uttam Nagar, Delhi, for the commission of offences punishable under Sections 323/506 of IPC and Section 31 of DV Act and all consequential proceedings emanating therefrom are quashed, subject to the fact that the rights of the child will not get affected as per the judgment passed by the Hon'ble Supreme Court titled as ***Ganesh vs. Sudhirkumar Shrivastava, (2020) 20 SCC 787.***

10. In view of above, the present petition along with pending application stands disposed of.

11. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

MAY 30, 2025/zp

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