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

+ W.P.(CRL) 1760/2025
ANITA & ORS.

.....Petitioners

Through:

versus

STATE NCT OF DELHI AND ANRRespondents

Through: Mr.Sanjay Lao, Standing
Counsel with Mr.Abhinav
K.Arya, Mr.Priyam
Agarwal and Mr.Aryan
Sachdeva, Advocates for
the State alongwith ASI
Mohd. Abbas and PSI
Ekta P.S.-Ambedkar
Nagar
Mr.Arshad Ali, Advocate
for R-2 (VC)

CORAM:

HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

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26.05.2025

CRL.M.A. 16388/2025 (Exemption)

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

W.P.(CRL) 1760/2025 & CRL.M.A. 16387/2025 (Stay)

3. The present petition is filed seeking quashing of FIR No. 0645/2024 dated 17.12.2024, registered at Police Station Ambedkar Nagar, New Delhi, for offences under Sections 498A/406/34 of the Indian Penal Code, 1860 ('IPC') including all consequential proceedings arising therefrom.
4. The FIR was registered on the complaint given by the complainant alleging cruelty at the hands of her husband and the petitioners who are the father-in-law, mother-in-law and sister-in-



law of the complainant.

5. Learned counsel for the petitioners submits that the complainant after her marriage, had shifted to USA and has never stayed with the petitioners. It is submitted that false allegations have been made against the petitioners, only for the reason of they being related to her husband, with whom she is involved in matrimonial acrimony. The FIR in question was registered only some time back i.e. on 17.12.2024.

6. Mr.Sanjay Lao, learned Standing Counsel for the State submits that the investigation is at the nascent stage and none of the petitioners, till date have joined the investigation. He submits that the notice under Section 41A was issued recently on 15.04.2025.

7. Undisputedly, the investigation is at the nascent stage and the police, if after inquiry finds that the petitioners have been falsely implicated in the present case or that there is no evidence against them, would shall file the closure report with regard to the petitioners.

8. Mr.Sanjay Lao, learned Standing Counsel for the State, on instructions, states that at this stage, no coercive steps have been proposed against the petitioners.

9. Considering the above, this Court does not consider apposite to entertain the present petition and pass any pre-emptive order. Needless to say, that the authorities ought not to be stopped from investigating on receipt of any information alleging cognizable offences. The allegations can turn out to be false after investigation, and an appropriate report, in that regard, can be filed by the authorities. The defence of the proposed



accused persons cannot be considered at this stage.

10. Further, the petitioners are at liberty to approach the learned Trial Court or this Court, in case any grievance remains in future.

11. Mr.Sanjay Lao, learned Standing Counsel for the State further assures that no harassment would be caused to the petitioners during the course of the investigation, subject to them joining and cooperating with the investigation.

12. The petition alongwith pending application stands disposed of with the aforesaid observations

AMIT MAHAJAN, J

MAY 26, 2025

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