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

\+ CRL.M.C. 4167/2025

SH. VAKEEL KHAN & ORS. .....Petitioners

Through: Mr. Rohit Dagar, Advocate with Petitioners.

versus

THE STATE NCT OF DELHI & ANR. .....Respondents

Through: Mr. Shoaib Haider, APP for the State.
Mr. Amalesh Kumar Rai, Advocate for R2 with R2.

**CORAM:**
**HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA**

**O R D E R**

**% 28.08.2025**

1. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.*')/under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.PC'*), has been filed on behalf of the Petitioners, for quashing of FIR No.0623/2022 under Section 498A/406/506/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC')* registered at Police Station Malviya Nagar, South District, New Delhi and all the consequential proceedings emanating therefrom, on the basis of the Settlement Deed dated 13.01.2025.

2. Issue Notice.

3. On advance Notice, learned APP has appeared and accepted the Notice on behalf of the State.

4. Brief facts of the case are that the marriage was solemnized between

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Petitioner No.1/husband and the Respondent No. 2/wife on 04.04.2021, according to the Muslim Customs and Rites and one child, namely, Mohd. Affan was born out of the said wedlock on 18.03.2022.

5. On the Complaint of the Respondent No.2/Complainant, FIR No.0623/2022 under Section 498A/406/506/34 of IPC, got registered at Police Station Malviya Nagar, South District, New Delhi.

6. It is submitted that the FIR was a consequence of the matrimonial disputes between the Complainant and the Petitioner No.1. It is stated that the Petitioners and the Respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement vide Memorandum of Settlement (MOU) dated 13.01.2025, before the Mediation Centre, Saket Courts, New Delhi. It is stated that the Petitioner No.1/husband shall pay a sum of Rs.6,00,000/-, by way of DD/NEFT/RTGS/any other electronic mode/Cash, towards full and final settlement of all the claims in all respect i.e. towards past, present and future maintenance, permanent istridhan, alimony, mehar and *iddat* expenses etc. of the Respondent No. 2/wife. It is further settled between the parties that the custody of the child, namely, Affan shall remain with the mother. It is also settled between the parties that they shall not file any civil/criminal case against each other or their family members.

7. Today, the Respondent No. 2/wife, who is present in the Court, states that she has received all amounts due to her and has no objection if the said FIR is quashed.

8. It is also stated that the parties have taken divorce (final Talaq), according to the Muslim Rites, finally on 01.04.2025.

9. The parties are present before this Court in-person today, and have

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been identified by their Counsel and Investigating Officer concerned and they have entered into the Settlement voluntarily and without any fear and coercion and undertake to remain bound by the terms of the said Settlement.

10. Considering the nature of the allegations and that they have settled the matter, the FIR No.0623/2022 under Section 498A/406/506/34 of IPC, registered at Police Station Malviya Nagar, South District, New Delhi and all the consequential proceedings emanating therefrom are quashed. It is hereby clarified that the said Compromise is without prejudice to the rights and entitlement of the child.

11. The Petition is disposed of accordingly

**NEENA BANSAL KRISHNA, J**

**AUGUST 28, 2025/RS**

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