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

+ **CRL.M.C. 5433/2025**

JATINDER SINGH @ JITENDER SINGH

.....Petitioner

Through: Petitioner in person with Counsel
(Appearance not given).

versus

STATE NCT OF DELHI AND ANR

.....Respondent

Through: Mr. Shoaib Haider, APP for State
with SI Gajender Mathur, P.S. Tilak
Nagar.
Mr. Harshit Anand, Advocate for R-2
with R-2 in person.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **11.08.2025**

CRL.M.A. 23326/2025 (Seeking Exemption)

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

CRL.M.C. 5433/2025

3. The present Petition under Section 528 of the Bhartiya Nagrik Suraksha Sanhita, 2023 has been filed on behalf of the Petitioner seeking to quash the FIR No. 400/2016 dated 11.04.2016 registered under Sections 498A/406/34 of the Indian Penal Code, 1860 at Police Station Tilak Nagar.
4. Brief facts of the case are that the marriage was solemnized between Petitioner and Respondent No. 2 on 26.01.2013 according to Sikh rites and



ceremonies. It is stated that one male child was born out of the said wedlock, who is now aged about 10 years and is in the custody of the Petitioner/father. Due to the temperamental differences and certain other reasons, both the parties started residing separately from each other since October, 2015.

5. It is further submitted that on 11.04.2016, on the complaint of respondent No. 2, an FIR bearing No. 400/2016 under Sections 498A/406/34 of the Indian Penal Code, 1860 got registered at Police Station Tilak Nagar.

6. It is stated that during the trial the matter was referred to Mediation Centre, Tis Hazari Courts, Delhi, where both the parties amicably settled all the disputes and differences *vide* Compromise Deed dated 03.09.2024, and it was *inter alia* settled between the parties that the respondent No. 2/wife and the Petitioner/husband shall dissolve their marriage by decree of mutual consent. It is stated that Petitioner/husband shall pay a sum of Rs. 3,00,000/- to the respondent No. 2/wife towards full and final amount of all the claims of the respondent No. 2/wife. It is also stated that out of the Settled amount of Rs.3,00,000/-, the Petitioner has already paid Rs. 2,50,000 to respondent No. 2/wife.

7. It is further stated that the remaining amount of Rs. 50,000/- shall be paid by the Petitioner at the time of quashing of FIR No. 400/2016. It is also stated that the child shall remain in the custody of Petitioner/husband.

8. It is also stated that on 21.05.2025, the marriage between Petitioner and respondent No. 2 had been dissolved as per Hindu law.



9. In view of the Compromise Deed dated 03.09.2024, the present petition has been filed.

10. The parties are present before this Court in-person today, and have been identified by their counsel and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily.

11. The balance amount of Rs. 50,000/- has been paid to the respondent No. 2/wife by the Petitioner today in the Court through Demand Draft No.573886 dated 04.08.2025 drawn on Punjab & Sind Bank, Branch Tarn Taran, and the same has been confirmed by the respondent No. 2/wife.

12. The parties have submitted that all the disputes have been amicably settled *vide* Compromise Deed dated 03.09.2024 and thus, no fruitful purpose will be served in continuing with the FIR.

13. The present petition has been signed by all the parties and is supported by their respective affidavits. The parties have reaffirmed the terms of the settlement arrived at *vide* Compromise Deed dated 03.09.2024 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

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

15. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion and also



the fact that the present matter is a family matter, I am of the opinion that no useful purpose will be served in continuing with the proceedings, rather the same would create further acrimony between them. Hence, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto.

16. Moreover, there is no legal impediment in quashing the FIR in question.

17. Accordingly, FIR bearing No. 400/2016 registered at Police Station Tilak Nagar, for offences punishable under Sections 498A/406/34 of the Indian Penal Code, 1860 and all consequential proceedings emanating therefrom are quashed.

18. The petition stands disposed of.

NEENA BANSAL KRISHNA, J

AUGUST 11, 2025/va