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

+ CRL.M.C. 5748/2025, CRL.M.A. 24648/2025

JITENDER KUMAR & ORS.

.....Petitioners

Through: Petitioners in person with Counsel.

versus

STATE GOVT OF DELHI & ORS.

.....Respondents

Through: Mr. Shoaib Haider, APP.

Mr. G. C. Rattan, Advocate for R-2  
with Respondent No.2 in person.

**CORAM:**

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

**ORDER**

% **16.09.2025**

1. Petition under Section 528 of the Bharatiya Nagrik Suraksha Sanhita, 2023 ("BNSS") has been filed on behalf of the Petitioners for quashing of FIR No.0318/2018 under Sections 498A/406/34 IPC and Section 4 Dowry Prohibition Act, registered at PS: Pandav Nagar, Delhi and all consequential proceedings emanating therefrom, in terms of Mediation Settlement Deed dated 16.04.2025.
2. Issue Notice.
3. Learned APP and learned Counsel for the Respondent No. 2 appearing on advance Notice, accept Notice.
4. Brief facts of the case are that the marriage between Petitioner No.1/husband and Respondent No. 2/wife was solemnized on 17.06.2014, according to Hindu rites and ceremonies. A female child was born out of the said wedlock on 22.06.2015, who shall remain in custody of Respondent No.2/wife. Due to temperamental issues, Petitioner No.1/husband and



Respondent No. 2/wife are residing separately since 13.03.2016.

5. It is further submitted that on 20.09.2018, on complaint of Respondent No.2, FIR No.0318/2018 under Sections 498A/406/34 IPC and Section 4 Dowry Prohibition Act was registered at PS: Pandav Nagar, Delhi.

6. It is submitted that the FIR was a consequence of the matrimonial disputes between Petitioner No.1/husband and Respondent No.2/wife. It is stated that the Petitioners and Respondent No. 2 have amicably settled all the disputes and differences between them vide Mediation Settlement Deed dated 16.04.2025.

7. The parties are present before this Court in-person today and have been identified by their learned Counsel and Investigating Officer.

8. In the Settlement, it was inter alia settled between the parties that Respondent No.2/wife and Petitioner No.1/husband shall dissolve their marriage by decree of mutual consent under Section 13-B(1) and 13-B(2) of Hindu Marriage Act, 1955, from the Court of learned Principal Family Judge, Delhi. It is stated that Petitioner No.1/husband shall pay a sum of Rs.16,00,000/- towards full and final settlement of all the claims in all respect i.e. towards past, present and future maintenance, balance istridhan and alimony of Respondent No. 2/wife, in three instalments.

9. It is also stated that Petitioner No.1/husband had already paid Rs.1,00,000/-; he shall pay first instalment of Rs.5,00,000/- to Respondent No. 2/wife at the time of recording of statements of both the parties before the Court under Section 13-B(1) of the Hindu Marriage Act, 1955; the second instalment of Rs.5,00,000/- along with Jewellery Articles shall be paid to Respondent No.2 at the time of recording of statement before the Court in Petition under Section 13-B(2) of the Hindu Marriage Act, 1955



and the third instalment of Rs.5,00,000/- shall be paid by the Petitioner No.1/husband by way of Bank Draft/Pay Order to Respondent No.2, at the time of quashing the aforesaid FIR. It is also submitted that the parties shall withdraw all the proceedings pending against each-other.

**10.** It is stated that Petitioner No.1/husband has already paid Rs.11,00,000/- to Respondent No.2/wife, which is acknowledged by her. The balance settled amount of Rs.5,00,000/- has also been paid today by the Petitioner in the Court by way of DD No.785028 dated 20.08.2025 drawn on State Bank of India, Subhash Nagar Branch in favour of Respondent No. 2, which is also accepted by her.

**11.** It is also stated that on 02.06.2025, the marriage between Petitioner No.1/husband and Respondent No.2/wife, had been dissolved by mutual consent, as per the Hindu law.

**12.** In view of Mediation Settlement Deed dated 16.04.2025, present Petition has been filed.

**13.** The parties have endorsed the amicable Settlement and accepted the terms thereof voluntarily and have undertaken to remain bound by the terms of the Settlement.

**14.** The parties have submitted that all the disputes have been amicably settled vide Mediation Settlement Deed dated 16.04.2025 and thus, no fruitful purpose will be served in continuing with the FIR.

**15.** The present Petition has been signed by the Petitioners and is supported by their Affidavits. The parties have reaffirmed the terms of Mediation Settlement Deed dated 16.04.2025 and they submit that the said Settlement has been arrived at between the parties, without any pressure and coercion.



**16.** Respondent No. 2 states that she has received all amounts due to her and has no objection if the FIR is quashed.

**17.** 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, 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.

**18.** Moreover, there is no legal impediment in quashing the aforesaid FIR in question.

**19.** Consequently, FIR No.0318/2018 under Sections 498A/406/34 IPC and Section 4 Dowry Prohibition Act, registered at PS: Pandav Nagar, Delhi and all consequential proceedings emanating therefrom are quashed.

**20.** The Petition along with pending Applications, if any, is disposed of.

**NEENA BANSAL KRISHNA, J.**

**SEPTEMBER 16, 2025/R**