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

+ **CRL.M.C. 5800/2025**

JITENDER SINGH @ JITENDER RANA AND ORS.....Petitioners

Through: Mr. Harsh Priya Singh, Advocate
with Petitioners.

versus

THE STATE AND ANR.Respondents

Through: Mr. Shoaib Haider, APP for the State.
Mr. Rajiv Tiwari, Mr. Kaushal
Kapoor, Advocates for R2 with R2.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

31.10.2025

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1. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*) read with 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. 644/2016 under Section 406/498-A/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC'*) registered at Police Station Maurya Enclave, Delhi and all the consequential proceedings emanating therefrom, in terms of the Settlement dated 16.08.2023
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



the Petitioner No.1/husband and the Respondent No. 2/wife on 15.07.2013, according to the Hindu rites and ceremonies and one female child, namely, Yukti @ Ditya, was born out of the said wedlock.

5. On the Complaint of the Respondent No.2/Complainant, FIR No.644/2016 under Section 406/498-A/34 IPC, got registered at Police Station Maurya Enclave, Delhi.

6. It is submitted that the FIR was a consequence of the matrimonial disputes between the Complainant and the Petitioners. 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 dated 16.08.2023, before the Delhi Mediation Centre, Rohini District Courts, Delhi. In the Settlement, it was inter alia settled between the parties that the Respondent No. 2/wife and the 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. It is stated that the Petitioner No.1/husband shall pay a sum of Rs.4,50,000/- 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 the Respondent No. 2/wife, in three instalments, by way of Demand Draft. It is also stated that the Petitioner No. 1 shall pay first instalment of Rs.1,50,000/- to Respondent No. 2/wife, at the time of recording of Statements of both the parties under Section 13-B (1) of the Hindu Marriage Act, 1955; the second instalment of Rs. 1,50,000/- shall be paid by the Petitioner No. 1 to the Respondent No. 2, at the time of recording of Statements under Section 13-B(2) of the Hindu Marriage Act, 1955 and the third instalment of Rs.1,50,000/- shall be paid by the Petitioner No.1 to the Respondent No. 2, on the date fixed in the Case under Section



D.V. Act. It is settled that the Complainant and the Petitioner No. 1 shall get dissolved their marriage by way of decree of divorce. It is also settled between them that none of the parties shall file any civil or criminal proceedings against each other.

7. It is stated that the Petitioner No.1 has already paid the first instalment of Rs.1,50,000/- to the Respondent No. 2, at the time of recording of statements in First Motion Petition under Section 13-B (1) of the Hindu Marriage Act, 1955 and the second instalment of Rs1,50,000/- has already been paid by the Petitioner No.1, to the Respondent No. 2, at the time of recording of statements in Second Motion Petition under Section 13-B(2) of the Hindu Marriage Act, 1955.

8. Today, the Petitioner No. 1 has paid the balance amount of Rs.1,50,000/- to the Respondent No. 2 in the Court, by way of Demand Draft bearing No.162384, drawn from Union Bank of India, in favour of Ms. Seema Tomar, which is revalidated on 10.10.2025

9. 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.

10. It is also stated that on 22.08.2024, the marriage between the Petitioner No.1 and the Respondent No. 2, had been dissolved by mutual consent, as per the Hindu law.

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

12. Considering the nature of the allegations and that they have settled the



matter, the FIR No. 644/2016 under Section 406/498-A/34 of IPC, registered at Police Station Maurya Enclave, 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.

13. The Petition is disposed of accordingly.

NEENA BANSAL KRISHNA, J

OCTOBER 31, 2025/RS