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

+ **CRL.M.C. 5900/2025**

RAJEEV BADHWAR AND ANRPetitioners

Through: Petitioners with their counsel Mr.
Arvind Duggal, Adv.

versus

THE STATE NCT OF DELHI & ANR.Respondents

Through: Mr. Hitesh Vali, APP for the State.
R-2 with her counsel Mr. Karan
Suneja and Ms. Manvi Khurana,
Advs.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

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10.09.2025

CRL.M.A. 25180/2025 (exemption)

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

CRL.M.C. 5900/2025

1. By way of the present petition, the petitioners seek quashing of FIR bearing no. 106/2017, registered at Police Station Begumpur, Delhi, for commission of offence punishable under Sections 498A/406/34 of Indian Penal Code, 1860 (hereafter 'IPC').
2. Issue notice. The learned APP accepts notice on behalf of the State.
3. Both the petitioners and respondent no. 2 are present before this Court and have been identified by their counsel and Investigating Officer (IO)



from Police Station Begumpur, Delhi.

4. Brief facts of the present case are that a marriage between petitioner no. 1 and respondent no. 2 was solemnized on 25.11.2012 according to Hindu rites and ceremonies. One girl child namely Tanvi was born out of their wedlock. Due to temperamental differences, parties started living separately. It is stated that on the complaint of respondent no. 2, the present FIR was registered at the concerned Police Station under the relevant Sections. It is however stated that during pendency of the case, both the parties had amicably settled their disputes *vide* Settlement Agreement dated 02.03.2024, arrived at before the Delhi Mediation Centre, Rohini District Court, and had obtained decree of divorce, by way of mutual consent, before the concerned Court.

5. On a query made by this Court, respondent no.2 who has been identified by the IO, has categorically stated that she has entered into compromise out of her own free will and without any pressure, coercion or threat. It is also stated by respondent no.2 that the entire dispute has been amicably settled between them *vide* aforesaid Settlement Agreement dated 02.03.2024. Respondent no. 2 further stated that she has received the last payment due to her as per settlement *vide* demand Draft No. 101740 dated 22.08.2025, drawn on Bank of Baroda and has no objection if the present FIR is quashed.

6. The learned counsel for the petitioners submits that the affidavits showing the protection of interest of minor child as per the judgment titled as ***Ganesh vs. Sudhirkumar Shrivastava: (2020) 20 SCC 787*** passed by the Hon'ble Supreme Court have been filed and the same are on record. It is stated that the custody of the minor child is with respondent no. 2 and the



future rights will not be affected by virtue of the aforesaid settlement agreement.

7. In view of the above fact that the parties have amicably resolved their differences of their own free will, and without any coercion, no useful purpose will be served by continuing the proceedings, rather the same would create further acrimony between them. It would thus be in interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

8. Accordingly, FIR bearing no. 106/2017, registered at Police Station Begumpur, Delhi, for commission of offence punishable under Sections 498A/406/34 of IPC and all consequential proceedings emanating therefrom are quashed.

9. In view of above, the present petition stands disposed of.

10. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

SEPTEMBER 10, 2025/A