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

+ CRL.M.C. 6154/2025 & Crl.M.A. 26126/2025 Exemption.

MR. ANIL & ORS.

.....Petitioners

Through: Ms Niharika and Mr. Dhruv Sharma,
Advts.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Digam Singh Dagar, APP for the
State along with Respondent no. 2 in
person.

CORAM:

HON'BLE MR. JUSTICE ARUN MONGA

ORDER

16.09.2025

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1. Petitioners herein seek quashing of an FIR No. 411/2022 dated 07.07.2022 for the alleged offences punishable under Sections 498A/406/34 IPC, registered at Police Station Mehrauli, along with any consequential proceedings arising therefrom, on the basis of a compromise between the parties.

2. The petitioner no. 1 (husband) and respondent no.2/complainant (wife) got married on 08.03.2008 according to Hindu rites and ceremonies. However, due to temperamental differences, the couple has been living separately since 2021. One girl child is born on 17.03.2011 from their wedlock who is in the care and custody of Respondent no. 2/ Mother.

2.1 Petitioner no. 2 and 3 are the parents of petitioner no. 1. Petitioner no. 4-6 are his siblings.

3. Learned counsel for the petitioners submits that the parties have now amicably settled the matter before the Counselling Cell, learned Family



Courts, South Saket Courts, New Delhi *vide* settlement deed dated on 22.04.2024 which is placed on record (**Annexure P-2**). Learned counsel further submits that the affidavit to the effect of no objection to quashing deposited by respondent No.2/ complainant is also placed on record.

3.1 He further submits that pursuant to the settlement, marriage between the petitioner No.1 and respondent no.2 has already been dissolved by a decree of divorce dated 13.01.2025.

4. Both the counsel for Respondent No. 2 and the learned APP for the State concur with the factum of the compromise arrived between the parties and convey their no objection to the quashing of the FIR.

5. In the aforesaid backdrop, I have heard learned counsel for the petitioners and respondent no. 2 as well as perused the material available on record.

6. Respondent no. 2 is present in Court, and I have interacted with her. Upon a Court query, she candidly submits that she has amicably resolved her differences with her husband and has entered into the settlement out of her own free will, without any pressure, coercion, or undue influence. She further states that pursuant to the settlement, the petitioner no.1 has complied with the terms of the settlement to her satisfaction and nothing remains payable to her. She also states that in view of the settlement, she does not wish to continue with the proceedings against the petitioners.

7. Since respondent no. 2 does not wish to press charges against the petitioners and in the absence of any incriminating material against them, coupled with the fact that the parties have amicably compromised the matter, further criminal proceedings would amount to an abuse of the process of law.



8. Given that the dispute has been resolved amicably through a financial settlement and mutual consent divorce, continuing with criminal proceedings may serve no useful purpose and would be a drain on judicial resources and abuse of the process of law. Quashing the FIR would facilitate the parties in maintaining or restoring cordiality, especially co-parenting the minor child born out of the wedlock. The child's well-being would be better preserved in an environment where the parents are not embroiled in ongoing legal disputes.

9. However, I may like to make it clear that quashing of the FIR shall have no bearing on the inheritance rights of the minor qua her father.

10. Thus, in the larger interest of justice, and in exercise of the inherent powers vested in this Court, it is deemed expedient to quash the FIR in question arising out of matrimonial dispute between the private parties. Reference may also be made to the judgment of the Supreme Court in ***Gian Singh v. State of Punjab & Anr. [(2012) 10 SCC 303]***.

11. Consequently, the instant petition is allowed. The criminal proceedings arising out of FIR No. 411/2022 dated 07.07.2022 for the alleged offences punishable under Sections 498A/406/34 IPC, registered at Police Station Mehrauli, along with all consequential proceedings arising therefrom, are hereby quashed.

12. All pending application(s), if any, shall also stand disposed of.

ARUN MONGA, J

SEPTEMBER 16, 2025/acm