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

+ CRL.M.C. 6237/2025 and CRL.M.A. 26383/2025 & CRL.M.A.
26384/2025

PANKAJ KUMAR SHARMA & ANR.Petitioners

Through: Mr.Saurabh Khaneja, Advocate
alongwith petitioners

versus

STATE OF NCT OF DELHI & ANR.Respondents

Through: Mr.Digam Singh Dagar, APP with SI
Jai Singh, PS BHD Nagar
Ms.Sunita Gurung, Advocate for R-2
with R-2 in person.

CORAM:

HON'BLE MR. JUSTICE ARUN MONGA

ORDER

% **03.09.2025**

Crl.M.A. 26384/2025 (Exemption)

Allowed, subject to all just exceptions.

The application stands disposed of.

Crl.M.C. No. 6237/2025 and Crl.M.A. No. 26383/2025

1. Petitioners herein seek quashing of an FIR No. 32/2024 dated 18.01.2024 under Sections 498A/406/34 IPC, registered at P.S. Baba Haridas Nagar, Delhi, along with all the proceedings arising therefrom, on the basis of the compromise between the parties.
2. Dispute arose from the matrimonial discord between Petitioner no.1 (Husband) and Respondent no.2 (Wife). The couple got married on



18.02.20218 according to Hindu rites.

3. 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.

4. Learned Counsel for the petitioners submits that the parties have now amicably settled the matter out of their own volition and without any coercion or undue influence by way of settlement *vide* Memorandum of Understanding (MoU) dated 19.05.2025 (Annexure-A2). 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.

4.1 He further submits that pursuant to the settlement, marriage between the petitioner and respondent no.2 has already been dissolved by a decree of divorce dated 25.07.2025.

5. Parties are present in the Court, and have been identified by their counsel and the concerned Investigating Officer.

6. Respondent No.2, in reply to specific Court query, candidly submits that she has amicably resolved her differences with the petitioner (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 the ex-husband has complied with the terms of settlement to her satisfaction and nothing remains payable to her. She also states that in view of the settlement, she does not wish to press any charges against the petitioners.

7. The learned Public Prosecutor for the State also does not oppose the prayer made by the petitioners seeking quashing of the FIR in question in view of the settlement arrived at between the parties.



8. In the absence of any incriminating material against them, coupled with the fact that the parties have amicably compromised the matter, the proceedings would amount to an abuse of the process of law.

9. The dispute, being private and personal in nature arising out of a matrimonial relationship, has been amicably resolved, and the complainant herself does not wish to pursue the case. In these circumstances, pursuing the criminal case would serve no useful purpose, would unnecessarily burden the judicial system, and may even rekindle hostility between the parties, thereby defeating the very object of the settlement.

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. 32/2024 dated 18.01.2024 under Sections 498A/406/34 IPC, registered at P.S. Baba Haridas Nagar, Delhi 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 3, 2025

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