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

+ CRL.M.C. 6596/2025

SANDEEP KUMAR & ORS.

.....Petitioners

Through: Mr. Vivek Katarai and Ms Ruhi
Saksena, Advs.

versus

THE STATE OF NCT OF DELHI AND ANRRespondents

Through: Mr. Digam Singh Dagar, APP for the
State with WSI Priyanka, P.S.
Janakpuri. R-2 in person.

CORAM:

HON'BLE MR. JUSTICE ARUN MONGA

ORDER

% **16.09.2025**

1. Petitioners herein seek quashing of an FIR No. 184/2025 dated 12.05.2025 for the offences under Sections 498A/406/34 IPC, registered at P.S. Janak Puri, and all other consequential proceedings arising therefrom, on the basis of a compromise.

2. Dispute arose from matrimonial discord between petitioner no.1 (husband) and complainant/respondent no.2 (wife). The couple got married on 09.02.2007 according to Hindu rites and two children are born from the wedlock, presently in the care and custody of respondent no.2 (mother). However, the parties started living separately from 13.10.2022.

2.1 Petitioner no. 2 is the mother and petitioner no.3 is the father of petitioner no.1.

3. Learned counsel for the petitioners submits that the parties have now amicably settled their dispute *vide* Memorandum of Understanding dated 18.08.2025, appended as Annexure-B.

3.1 He further submits that pursuant to the settlement, petitioner no.1 and



respondent no.2 have also filed divorce petition under Section 13(i)(ia) of the Hindu Marriage Act, 1955, pending before the competent Family Court.

3.2 Learned counsel also submits that, keeping in view that the parties have amicably settled their disputes and differences arising from their matrimonial relationship, further continuation of proceedings would be a futile exercise.

4. Learned counsel for respondent no.2 and APP for the State concur with the factum of compromise and submit that, in view of the settlement, the proceedings deserve to be quashed.

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 the Court and, upon interaction, candidly states that she has entered into the settlement out of her free volition, without any duress or coercion. She submits that, pursuant to the settlement, she does not wish to press any charges against the petitioners and will withdraw all pending proceedings against them. She also states that petitioner no. 2 shall bear all maintenance, educational, medical, and other expenses of the children, as per mutual agreement.

1. Having heard, the dispute appears to be a purely family matter with no involvement of public or societal interest. Since the complainant (wife) does not wish to press charges and there is no incriminating evidence against the petitioners, coupled with the fact that a compromise has been reached, continuing with the criminal proceedings would be an exercise in futility, amounting to an abuse of the legal process. Furthermore, it would place an unnecessary burden on the judicial system and lead to the wasteful



expenditure of public resources by the prosecution.

7. The trial would thus serve no fruitful purpose and further proceedings would rather result in hostility between the parties, defeating the very purpose of their settlement. In view thereof, the proceedings deserve to be quashed in exercise of the inherent powers of the Court. Reference in this context may also be made to judgment rendered in the case of ***Gian Singh vs. State of Punjab & Anr. [(2012) 10 SCC 303]***.

8. Accordingly, in the larger interest of justice, invoking inherent powers vested with this Court under Section 528 of BNSS, 2023 the FIR No. 184/2025 dated 12.05.2025 for the offences under Sections 498A/406/34 IPC, registered at P.S. Janak Puri, and all other proceedings arising there from are quashed. However, I may like to make it clear that quashing of the FIR shall have no bearing on the inheritance rights of the minor children *qua* their father.

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

ARUN MONGA, J

SEPTEMBER 16, 2025

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