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

+ CRL.M.C. 6814/2025, CRL.M.A. 28679/2025 & CRL.M.A. 28680/2025

GURPREET SINGH & ORS.

.....Petitioners

Through: Mr. Pulkit Thareja, Advocate

versus

THE STATE GOVT. OF NCT OF DELHI AND ANR.

.....Respondents

Through: Mr. Shoaib Haider, APP for the State
with SI Ashok Singh Chauhan, P.S.
Nihal Vihar

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

23.09.2025

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1. Petition under Section 528 of the Bhartiya Nagarik Suraksha Sanhita, 2023 has been filed on behalf of the Petitioners for quashing of FIR No. 1230/2024 registered under Sections 64(2)(M) BNS read with Sections 3/4 Dowry Prohibition Act at P.S. Nihal Vihar and all the proceedings emanating therefrom.

2. Learned Counsel for the Petitioners submits that the false allegation of rape has been made. Even a roka ceremony was performed despite which, FIR has been registered. Moreover, the investigations carried out by the Police are slipshod and strictures need to be passed on the Police. It is, therefore, submitted that the present Petition for quashing of FIR may be considered on merits.



3. ***Learned Prosecutor*** submits that the Chargesheet has already been filed and all the grounds, which are taken herein are available to the Petitioners to argue at the time of framing of charge. There is nothing in the Petition which merits exercise of extraordinary jurisdiction under Section 528 of the Bhartiya Nagrik Suraksha Sanhita, 2023 as these grounds are for quashing of FIR on merits, which can be considered at the time of charge.

4. **Submissions heard and record perused.**

5. The perusal of record shows that the grounds for quashing of FIR, are on merits, which can be very well argued before the learned Trial Court at the time of framing of charges. There is not a single fact, which has been pleaded which cannot be considered by learned ASJ. In fact, by moving this Application, the Petitioners suffer in loses one right of coming in Appeal or Revision.

6. Insofar as strictures against the Police for slipshod investigations are concerned, firstly it is the discretion of this Court and secondly, such submissions can be made and considered by the learned ASJ as well.

7. The Petition alongwith pending Applications, is accordingly disposed of with liberty to the Petitioners to raise all the contentions before the learned Trial Court.

NEENA BANSAL KRISHNA, J

SEPTEMBER 23, 2025

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