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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CRL.M.C. 7020/2025**

JAVED & ORS.

.....Petitioners

Through: Mr. Rajan, Advocate with Petitioners.

versus

STATE OF DELHI & ANR.

.....Respondents

Through: Mr. Shoaib Haider, APP for the State
with SI Vikram Singh.
Counsel for Complainant (appearance
not given) with Complainant.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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06.11.2025

CRL.M.A. 29487/2025 (Exemption)

1. Exemption allowed, subject to all just exceptions.
2. The Application stands disposed of.

CRL.M.C. 7020/2025

3. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*hereinafter referred to as 'B.N.S.S.'*)/under Section 482 of the Code of Criminal Procedure, 1973 (*hereinafter referred to as 'Cr.PC'*), has been filed on behalf of the Petitioners, for quashing of FIR No.509/2016 under Section 498A/406/34 of the Indian Penal Code, 1860 (*hereinafter referred to as 'IPC'*) registered at Police Station Welcome and all the consequential proceedings emanating therefrom, in terms of the Settlement dated 24.09.2020.



4. Issue Notice.
5. On advance Notice, learned APP has appeared and accepted the Notice on behalf of the State.
6. Brief facts of the case are that the marriage was solemnized between Petitioner No.1/husband and the Respondent No. 2/wife on 09.04.2012, according to the Muslim rites and ceremonies and one daughter, namely, Shabnam, was born out of the said wedlock. The Respondent No. 2 started resided separately due to dispute and temperamentally issues from the Petitioner No. 1 since November, 2016.
7. On the Complaint of the Respondent No.2/Complainant, FIR No.509/2016 under Section 498A/406/34 of IPC, got registered at Police Station Welcome.
8. It is submitted that the FIR was a consequence of the matrimonial disputes between the Complainant and the Petitioner No.1. It is stated that the Petitioner No. 1 and the Respondent No. 2 have amicably settled all the disputes and differences between them and arrived at Settlement dated 24.09.2020. In the Settlement, it was *inter alia* settled between the parties that the Petitioner No. 1/husband shall pay Rs.50,000/- to the Respondent No. 2 and after this, the Respondent No. 2 does not have any stridhan, money, documents etc. It is also settled between the parties that the Respondent No. 2 shall not file any suit or complaint against the Petitioners and his family members. It is also settled between the parties that the child remains with the custody of the Respondent No. 2.
9. It is stated that the Petitioner No. 1 has already paid the settled amount of Rs.50,000/- to the Respondent No. 2/wife.
10. Today, the Respondent No. 2/wife, who is present in the Court, states



that she has received all amounts due to her and has no objection if the said FIR is quashed.

11. The divorcee had taken place between the parties in 2020 after which, she has already got married and is happily settled in her matrimonial home.

12. The parties are present before this Court in-person today, and have been identified by their Counsel and Investigating Officer concerned and they have entered into the Settlement voluntarily and without any fear and coercion and undertake to remain bound by the terms of the said Settlement.

13. Considering the nature of the allegations and that they have settled the matter, the FIR No. 509/2016 under Section 498A/406/34 of IPC, registered at Police Station Welcome and all the consequential proceedings emanating therefrom are quashed. It is hereby clarified that the said Compromise is without prejudice to the rights and entitlement of the child.

14. The Petition is disposed of accordingly.

NEENA BANSAL KRISHNA, J

NOVEMBER 6, 2025/RS