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

\+ CRL.M.C. 7767/2025

ASLAM ALI & ORS. .....Petitioners

Through: Mohd. Shahrukh, Advocate along with petitioners in person.

versus

THE STATE NCT OF DELHI AND ANR. .....Respondents

Through: Mr. Manoj Pant, APP for State.
Mr. Ayush Gupta, Advocate for R-2 and R-2 in person.

**CORAM:**
**HON'BLE DR. JUSTICE SWARANA KANTA SHARMA**

**O R D E R**

**% 04.11.2025**

**CRL.M.A. 32516/2025 (exemption)**

1. Allowed, subject to all just exceptions.

2. Application stands disposed of.

**CRL.M.C. 7767/2025**

3. By way of the present petition, the petitioners seek quashing of the FIR bearing No. 531/2020, registered at Police Station Jahagir Puri, Delhi, for the commission of offences punishable under Sections 498A/406/34 of the Indian Penal Code, 1860 (hereafter *'IPC'*).

4. Issue notice. The learned APP accepts notice on behalf of the State.

5. All the petitioners and respondent no. 2 are present before this Court and have been identified by their counsel and Investigating Officer (IO) concerned, Police Station, Jahagir Puri, Delhi.

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6. Brief facts of the case are that the marriage between the petitioner no. 1 and the respondent no. 2 was solemnized at Delhi on 24.02.2016, in accordance with Muslim rites and ceremonies. It is stated that due to various differences, disputes and issues had arisen between the petitioners and the respondent no. 2. Upon the complaint filed by respondent no. 2, the present FIR came to be registered against the petitioners. It is stated that one minor child was born out of the said wedlock, who is currently in care and custody of respondent no. 2. It is further stated that with intervention of the family and friends, the parties have now amicably settled their dispute *vide* Settlement Deed dated 08.10.2025.

7. On a query made by this Court, respondent no. 2 who has been identified by the IO, has categorically stated that she has entered into compromise out of her own free will and without any pressure, coercion or threat. It is also stated that she has received the amount of Rs. 2,00,000/- *vide* Demand Draft (DD) bearing no. 783529 dated 28.10.2025 drawn on Punjab National Bank. Therefore, she has no objection if the present FIR is quashed.

8. This Court's attention is also drawn to the paragraph no. 10 of the said Settment Deed *vide* which the future rights of the minor child have been compromised. However, as per the judgment titled as *Ganesh vs. Sudhirkumar Shrivastava, (2020) 20 SCC 787* passed by the Hon"ble Supreme Court, the future rights of the minor child cannot be compromised by virtue of a settlement deed.

9. In view of the above, that the parties have amicably resolved their differences out of their own free will, and without any coercion, no useful purpose will be served by continuing the proceedings, rather the same would

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create further acrimony between them. It would thus be in interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

10. Accordingly, FIR bearing No. 531/2020, registered at Police Station Jahagir Puri, Delhi, for the commission of offences punishable under Sections 498A/406/34 of IPC and all consequential proceedings emanating therefrom are quashed. However, it is clarified that the future rights of the minor child will not get affected as per the above-mentioned judgment.

11. Accordingly, the preset petition stands disposed of.

12. The order be uploaded on the website forthwith.

**DR. SWARANA KANTA SHARMA, J**

**NOVEMBER 4, 2025/vc**

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