



2025:DHC:3076



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* IN THE HIGH COURT OF DELHI AT NEW DELHI

% Date of decision: 29.04.2025.

+ CRL.M.C. 9517/2024 & CRL.M.A. 12863/2025 FOR
IMPLEADMENT

NIKHIL THUKRAL & ANR.Petitioner

Through: Mr. Rajesh Gupta and Mr.
Harpreet Singh, Advocates with
All three petitioners in person.

versus

STATE OF NCT OF DELHI & ORS.Respondents

Through: Mr. Aman Usman, APP with SI
Monika Rawat, PS-Ashok
Vihar.

Mr. Gaurav Sehgal, Advocate
for R-2 and 3.

Both the complainants are
present.

CORAM:-

HON'BLE MR. JUSTICE RAVINDER DUDEJA

JUDGMENT (ORAL)

RAVINDER DUDEJA, J.

1. This is a petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking quashing of FIR No. 0207/2024, dated 07.06.2024, registered at P.S Ashok Vihar under sections



323/354/506/509 IPC and all proceedings emanating therefrom on the basis of settlement between the parties.

2. The marriage between Petitioner No.1 and Respondent No.2 was solemnized on 20.07.2015 as per Hindu rites and ceremonies at Delhi. A daughter named Renee was born on 09.09.2018 out of the said wedlock. It is submitted that due to temperamental differences, the couple started living separately since July 2022. Thereafter, Respondent No.2 filed complaint case under DV Act bearing No. 975/2024, a guardianship petition bearing GP NO. 65/2024 and also lodged the aforesaid FIR against Petitioner No. 1 and his family members.

3. During the proceedings, the parties amicably resolved their disputes and executed a Memorandum of Settlement dated 26.11.2024. In pursuance of the Settlement, the parties jointly filed a fresh petition for divorce by mutual consent under Section 13B(1) of the Hindu Marriage Act, 1955. The learned Family Court, Rohini Courts allowed the mutual divorce petition vide order dated 19.04.2025, thereby dissolving the marriage between the Petitioner No.1 and Respondent No.2. It is submitted that all the previous complaints and litigations initiated by the parties has been withdrawn and all conditions of the Memorandum of Settlement have been fulfilled. The copy of Memorandum of Settlement dated 26.11.2024 has been placed on record as Annexure P-2.



4. The petitioners and respondents nos. 2 and 3 are physically present before the Court. They have been identified by their respective counsels as well as by the Investigating Officer SI Monika Rawat from PS Ashok Vihar.

5. Respondent No.2 submits that the matter has been settled with the petitioners without any force, fear, coercion and has no objection if the FIR No. 0207/2024 alongwith charge sheet is quashed against the petitioners.

6. In view of the settlement between the parties, learned Additional PP appearing for the State, also has no objection if the present FIR No. 0207/2024 alongwith charge sheet is quashed.

7. In ***Gian Singh vs State of Punjab (2012) 10 SCC 303***, Hon'ble Supreme Court has recognized the need of amicable resolution of disputes by observing as under:-

"61. In other words, the High Court must consider whether it would be unfair or contrary to the interest of justice to continue with the criminal proceedings or continuation of criminal proceedings would tantamount to abuse of process of law despite settlement and compromise between the victim and the wrongdoer and whether to secure the ends of justice, it is appropriate that criminal case is put to an end and if the answer to the above question(s) is in the affirmative, the High Court shall be well within its jurisdiction to quash the criminal proceedings."

8. In view of the aforesaid circumstances and the fact that parties have put a quietus to the dispute, no useful purpose will be served in



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continuing with the present FIR No. 0207/2024, dated 07.06.2024, registered at P.S Ashok Vihar under sections 323/354/506/509 IPC alongwith charge sheet and all the other consequential proceeding emanating therefrom.

9. In the interest of justice, the petition is allowed, and the FIR No. 0207/2024, dated 07.06.2024, registered at P.S Ashok Vihar under sections 323/354/506/509 IPC alongwith charge sheet and all the other consequential proceeding emanating therefrom is hereby quashed.

10. Petition is allowed and disposed of accordingly.

11. Pending application(s), if any, also stand disposed of.

RAVINDER DUDEJA, J

APRIL 29, 2025/ak