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

+ **CRL.M.C. 8053/2025**

SALMAN ALI SHAIKH & ORS.

.....Petitioners

Through: Mr. Raj mohammad, Advocate with
Petitioners.

versus

THE STATE GOVT OF NCT OF DELHI & ANR.....Respondents

Through: Ms. Kiran Bairwa, APP for the State.
Counsel for Respondent No. 2
(appearance not given) with
Respondent No. 2

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

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14.11.2025

CRL.M.A. 33658/2025 (Exemption)

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

CRL.M.C. 8053/2025

3. Petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as 'B.N.S.S.') (*earlier 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.379/2020 under Section 498A/406/34 of the Indian Penal Code, 1860 (hereinafter referred to as 'IPC') registered at Police Station Seelmampur, Delhi and all the consequential proceedings emanating therefrom, in view of the Settlement dated 03.09.2025.



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 15.02.2015, according to the Muslim rites and ceremonies and one female child was born out of the said wedlock. On 17.10.2020, the parties started living separately from each other. Complainant is present in person and has submitted that the parties have rejoined and are living together. Both the parties submit that because of their decision to live together, the said FIR may be quashed.
7. On the Complaint of the Respondent No.2/Complainant, FIR No.379/2020 under Section 498A/406/34 of IPC, got registered at Police Station Seelmampur, Delhi.
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 *vide* Memorandum of Settlement (MOU) dated 03.02.2025. In the Settlement, it was inter alia settled between the parties that the Respondent No. 2 shall withdraw the Complaint, if any, filed against the Petitioners. It is also settled between the parties that they are decided to live together as husband and wife
9. Today, the Respondent No. 2/wife, who is present in the Court, states that she has no objection if the said FIR is quashed.
10. 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.

11. Considering the nature of the allegations and that they have settled the matter, the FIR No. 379/2020 under Section 498A/406/34 of IPC, registered at Police Station Seeilmampur and all the consequential proceedings emanating therefrom are quashed.

12. The Petition is disposed of accordingly.

NEENA BANSAL KRISHNA, J

NOVEMBER 14, 2025/RS