



\$~71

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

+ **W.P.(CRL) 3858/2025**

YOGESH SHARMA & ORS.

.....Petitioners

Through: Petitioners with their Counsel
(appearance not given).

versus

STATE (GNCT OF DELHI & ANR.

.....Respondents

Through: Mr. Anand V. Khatri, ASC for the
State with Mr. Aditya Khatri,
Advocate along with SI Sachin
Panwar.
R-2 with her counsel (appearance not
given).

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

% **24.11.2025**

CRL.M.A. 34810/2025 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

W.P.(CRL) 3858/2025

3. By way of the present writ petition, the petitioners seek quashing of FIR bearing no. 0372/2022, registered at Police Station Fatehpur Beri, Delhi, for the commission of offence punishable under Sections 498-A/406/34 of the Indian Penal Code, 1860 (hereafter 'IPC') and the proceedings emanating therefrom.
4. The petitioners and respondent no. 2 are present before this Court and have been identified by their counsels and concerned Investigating Officer



(IO) from Police Station Fatehpur Beri, Delhi.

5. Brief facts of the present case are that the marriage between petitioner no. 1 and respondent no. 2 was solemnized on 13.04.2015, as per the Hindu rites and customs. It is stated that one female child, namely, Harshita Sharma, was born out of the said wedlock on 18.03.2016, who is presently in the custody of petitioner no. 1. Due to temperamental differences, parties have been residing separately. It is stated that on the complaint filed by respondent no. 2, the present FIR was registered against the petitioners.

6. During pendency of the case, both the parties had amicably settled their disputes before the Mediation Centre, Saket Courts, New Delhi vide Settlement Deed dated 08.08.2025.

7. This Court notes that the custody of minor children is with petitioner no. 1 and the future right of the child will not be affected by virtue of this compromise.

8. 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. Respondent no. 2 further states she has no objection if the present FIR is quashed.

9. The learned counsel for the petitioners submits that the affidavits showing the protection of interests of the minor child, as per the judgment titled as ***Ganesh vs. Sudhirkumar Shrivastava: (2020) 20 SCC 787*** passed by the Hon'ble Supreme Court, have been filed and the same are on record.

10. In view of the above fact 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



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.

11. Accordingly, FIR bearing no. 0372/2022, registered at Police Station Fatehpur Beri, Delhi, for the commission of offences punishable under Sections 498-A/406/34 of IPC and all consequential proceedings emanating therefrom are quashed.

12. In view of above, the present writ petition stands disposed of.

13. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

NOVEMBER 24, 2025/A/VS