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

+ CRL.M.C. 8691/2025, CRL.M.A. 36280/2025

SACHIN KUMAR & ORS.

.....Petitioner

Through: Mr. Rajendra Singh, Mr. Saurabh
Goel, Advocates.

versus

THE STATE GOVERNMENT OF N.C.T. OF DELHI & ANR.

.....Respondent

Through: Ms. Kiran Bairwa, APP for State with
SI Sudhir Dahiya ps vijay vihar.

CORAM:

HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER

% **05.12.2025**

CRL.M.A. 36279/2025 (*Seeking Exemption*)

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

CRL.M.A. 36281/2025 (*under Section 528 of the Bharatiya Nagarik
Suraksha Sanhita, 2023 on behalf of the Petitioner for Condonation of
Delay in Re-filing of the Petition*)

3. An Application has been filed on behalf of the Petitioner seeking
condonation of delay of 70 days in re-filing of the present Petition.
4. In view of the reasons stated in the Application, the delay in re-filing
the Petition is condoned.
5. The Application is allowed and stands disposed of accordingly.

CRL.M.C. 8691/2025

6. A Criminal Petition under Section 528 of the Bharatiya Nagarik



Suraksha Sanhita, 2023 has been filed on behalf of the Petitioners for quashing of FIR No.0013/2022 dated 07.01.2022 under Section 498A/406/34 IPC registered at Police Station Vijay Vihar.

7. Brief facts of the case are that the marriage was solemnized between petitioner No. 1 and respondent No. 2 on 05.02.2016 according to Hindu rites and ceremonies. It is stated that no child was born out of the said wedlock. Due to temperamental issues, the parties started residing separately since 26.07.2021.

8. It is further submitted that on the Complaint of respondent No. 2, an FIR bearing No. 13/2022 under Sections 498A/406/34 of the Indian Penal Code, 1860 got registered at Police Station Vijay Vihar.

9. It is stated that after completion of the investigations, the Chargesheet was filed in the Court. On 04.11.2024 the case was assigned to the Counselling Cell, Family Court, N/W Rohini. Vide Settlement dated 04.11.2024 both the parties amicably settled all the disputes and differences before Mediation Centre, Rohini District Courts, Delhi, and it was inter alia settled between the parties that the respondent No. 2/wife and the petitioner No. 1/husband shall dissolve their marriage by decree of mutual consent. It is stated that petitioner No. 1/husband shall pay a sum of Rs. 25,00,000/- to the respondent No. 2/wife towards full and final amount of all the claims of the respondent No. 2/wife. It is also stated that the petitioner No. 1 has already paid Rs.17,00,000 to respondent No. 2/wife in two instalments viz., Rs.8,00,000/- was paid at the time of recording of statements in First Motion Petition under Section 13(b) of the Hindu Marriage Act, 1955 and another Rs.9,00,000/- was paid at the time of recording of statements in Second Motion Petition under Section 13(b)(2) of the Hindu Marriage Act, 1955.



10. It is further stated that the remaining third instalment of Rs.8,00,000/- shall be paid by the petitioner No. 1/husband at the time of quashing of FIR No. 13/2022.

11. It is also stated that on 28.07.2025, the marriage between petitioner No. 1 and respondent No. 2 had been dissolved as per Hindu law.

12. In view of the Compromise Deed dated 04.11.2024, the present petition has been filed.

13. The parties are present before this Court in-person today, and have been identified by their counsel and Investigating Officer concerned. The parties have endorsed the amicable settlement and accepted the terms thereof voluntarily.

14. The third installment of Rs.8,00,000/- has been paid to the respondent No. 2/wife by the petitioner No. 1 today in the Court via DD No.000221 dated 04.12.2025 drawn on Axis Bank, and the same has been confirmed by the respondent No. 2/wife.

15. The parties have submitted that all the disputes have been amicably settled vide Compromise Deed dated 09.10.2023 and thus, no fruitful purpose will be served in continuing with the FIR.

16. The present petition has been signed by all the parties and is supported by their respective affidavits. The parties have reaffirmed the terms of the settlement arrived at vide Compromise Deed dated 04.11.2025 and they also submit that the said Compromise Deed has been arrived at between the parties without any pressure and coercion.

17. Today, the complainant/respondent No. 2/wife, who is present in Court, states that she has received all amounts due to her and has no objection if the FIR is quashed.



18. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion and also the fact that the present matter is a family matter, I am of the opinion that no useful purpose will be served in continuing with the proceedings, rather the same would create further acrimony between them. Hence, it would be in the interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto.

19. Moreover, there is no legal impediment in quashing the FIR in question.

20. Accordingly, FIR bearing No. 13/2022 registered at Police Station Vijay Vihar, for offences punishable under Sections 498A/406/34 of the Indian Penal Code, 1860 and all consequential proceedings emanating therefrom are quashed.

21. The petition stands disposed of along with pending Application(s).

NEENA BANSAL KRISHNA, J

DECEMBER 5, 2025/va