



\$~72

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

+ **CRL.M.C. 9169/2025**

SHIV DATT

.....Petitioner

Through: Mr. Aakash Gupta, Adv. along with
petitioner in person

versus

THE STATE OF GNCT OF DELHI & ANR.Respondents

Through: Ms. Meenakshi Dahiya, APP for State
with Mr. Bhuman Bansal, Adv. with SI Shiv Datt
Ms. Mausumi Mishra and Mr. Danish Saifi, Adv.
for R-2/complainant along with the R-
2/complainant in person

CORAM:

HON'BLE MR. JUSTICE AJAY DIGPAUL

ORDER

%

22.12.2025

CRL.M.A. 38308/2025

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

CRL.M.C. 9169/2025

3. The instant petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter "BNSS") [earlier Section 482 of the Code of Criminal Procedure, 1973 (hereinafter "CrPC")] has been filed by the petitioner praying for quashing of FIR No. 459/2025, registered at Police



Station Govind Puri, New Delhi for offences punishable under Sections 69/89 of the Bharatiya Nyaya Sanhita, 2023 (hereinafter “BNS”)

4. The brief facts of the case are that the respondent no. 2 alleged that the petitioner, with whom she was acquainted through their workplace, developed a relationship with her on the promise of marriage and, on 06.04.2021 at about 1:30 PM at his room in Tughlakabad Extension, had physical relations with her on the pretext of marriage. She stated that the relationship continued for several years during which the petitioner repeatedly assured her of marriage. In October 2024, upon learning of her pregnancy, the petitioner pressured her to terminate the pregnancy and, despite her refusal, caused her to be aborted against her wishes on 09.12.2024. Thereafter, the accused disclosed that he had already married another woman on 18.11.2024 but still continued to have physical relations with respondent no. 2 before finally refusing to marry her. On the basis of her statement and surrounding circumstances, the present FIR was registered.

5. Learned counsel for the petitioner submits that the petitioner and respondent no. 2 have amicably settled their disputes and are desirous of leading a peaceful and harmonious life.

6. Memorandum of Understanding (hereinafter “MOU”) dated 12.11.2025 has been executed between the parties, which is on record and annexed as “Annexure P/5”. In terms thereof, respondent no. 2 has agreed to withdraw the case arising out of FIR No. 459/2025, registered at Police Station Govind Puri, New Delhi against the petitioner.

7. It is prayed by the learned counsel appearing on behalf of the parties that the instant FIR may be quashed on the basis of the MOU.



8. Learned APP for the State, who appears on advance notice, accepts notice and submits that there is no opposition to the prayer made by the petitioners seeking quashing of the FIR in question in view of the settlement arrived at between the parties.
9. Heard learned counsel for the parties and perused the record.
10. The petitioner is present before this Court and has been identified by his counsel and Investigating Officer, Police Station Govind Puri, New Delhi. Respondent no. 2 is also present in the Court and has been identified by her counsel and the Investigating Officer
11. Upon a query put forth by this Court, respondent no. 2 has categorically stated that she has entered into the compromise of her own volition and without any coercion or undue influence. It has further been stated that the entire dispute stands amicably resolved between the parties. She affirmed that the said settlement has been arrived at for securing her future and, as a matter of prudence, the parties have decided to put a quietus to the present proceedings. The respondent no. 2 is looking ahead and taking steps to rebuild and move on with her life.
12. Keeping in view the fact that the matter stands amicably settled between the petitioner and respondent no. 2 without any pressure, no fruitful purpose would be served by keeping the matter pending.
13. In view of the fact that the parties have arrived at a settlement and further having regard to the fact that no useful purpose will be served in continuing the proceedings, rather the same would create further acrimony between them. Further in view of the fact that the parties have arrived at settlement.
14. It is, thus, in the interest of justice to quash the afore-mentioned FIR



and the proceedings emanating therefrom.

15. Hence, in light of the judgment of the Hon'ble Supreme Court passed in ***Gian Singh v. State of Punjab (2012) 10 SCC 303***, FIR No. 459/2025, registered at Police Station Govind Puri, New Delhi for offences punishable under Sections 69/89 of the BNS and consequent proceedings emanating therefrom, are quashed *qua* the present petitioner.

16. The petition along with pending application(s), if any, stands disposed of.

AJAY DIGPAUL, J

DECEMBER 22, 2025

gs/yr