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

+ CRL.M.C. 410/2026 & CRL.M.A. 1556/2026-Stay, CRL.M.A. 1557/2026 Exp

RAJ KUMAR SHAH & ORS.

.....Petitioners

Through: Mr. Amit Swami, Adv.

versus

STATE OF NCT OF DELHI & ANR.

.....Respondents

Through: Ms. Meenakshi Dahiya, APP for the State with Ms. Vanshika Singh and Mr. B. Pratap Singh, Adv.
Mr. Sushil Kr. Gupta, Adv. for R-2
SI- Sunil, PS: Okhla Industrial Area

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
16.01.2026

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1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (**BNSS**) [Erstwhile *Section 482* of the Code of Criminal Procedure, 1973], the petitioners seek quashing of FIR No.653/2022 dated 28.08.2022 registered at PS.: Okhla Industrial Area, South East, Delhi under *Sections 498A/406/34* of the Indian Penal Code, 1860 (**IPC**) and all other proceedings emanating therefrom, in view of the Mediation Settlement dated 10.07.2024 arrived at *inter se* the petitioners and the respondent no.2.

2. At the outset, the learned counsel for the petitioners submits that the present petition is accompanied by a Mediation Settlement dated



10.07.2024 as *Annexure P2*, and is also supported by affidavit(s) of the petitioners and respondent no.2, alongwith proofs of the respective I.D.s. Additionally, petitioners and respondent no.2, present in Court, have been identified by the Investigating Officer and the credentials of both, as on record, have also been duly verified by the Investigating Officer.

3. Issue notice.

4. Learned APP for the State accepts notice and submits that he has no objection to the quashing of the aforesaid FIR No.653/2022 dated 28.08.2022.

5. Further, respondent no.2 confirms that the learned Family Court-01, South-East District, Saket Courts, Delhi has passed a decree of divorce by mutual consent on 12.11.2025. Similarly, she affirms the Mediation Settlement dated 10.07.2024 arrived at *inter se* the petitioners and the respondent no.2. in compliance whereof the petitioner no.1/ husband has already paid her the settlement amount of Rs.5,00,000/- out of total settlement amount of Rs.6,30,000/- and also handed over a further sum of Rs.1,30,000/- cash in the presence of her counsel to her towards full and final settlement of all her claims including alimony, maintenance (present, past and future), stridhan, etc. Lastly, respondent no.2 states that she has no objection to the quashing of the FIR.

6. In view of the fact that a settlement has already been arrived at between the parties, they shall remain bound by all the terms and conditions contained therein. As such, following the law laid down by the Hon'ble Supreme Court in ***Jitendra Raghuvanshi & Ors. vs. Babita Raguvanshi & Anr. (2013) 4 SCC 58***, ***Gian Singh vs. State of Punjab & Anr. (2012) 10 SCC 303*** and ***Narinder Singh & Ors. vs. State of Punjab***



& Anr. (2014) 6 SCC 466, this Court is of the opinion that continuation of the aforesaid FIR will be an exercise in futility.

7. Accordingly, the present petition is allowed and FIR No.653/2022 dated 28.08.2022 registered at PS.: Okhla Industrial Area, South East, Delhi under *Sections 498A/406/34 IPC* and all other proceedings emanating therefrom are quashed.

8. Accordingly, the petition, alongwith pending applications, is disposed of.

SAURABH BANERJEE, J

JANUARY 16, 2026/Ab