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

+ **W.P.(CRL) 299/2026**

AMIT KUMAR

.....Petitioner

Through: Petitioner with his counsel Mr.
Sandeep Yadav, Adv.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Anand V. Khatri, ASC for the
State along with SI Rajender.
R-2 with her counsel

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

26.05.2026

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1. By way of the present writ petition, the petitioner is seeking quashing of FIR bearing no. 168/2018, registered at Police Station Nangloi, Outer Delhi, for the commission of offence punishable under Sections 498A/406/34 of Indian Penal Code, 1860 (hereafter 'IPC') and the proceedings emanating therefore, on the basis of a settlement.
2. The petitioner and respondent no. 2 are present before this Court in person and have been identified by their counsels and concerned Investigating Officer (IO) from Police Station Nangloi, Outer Delhi.
3. Briefly stated, facts of the present case are that the marriage between the petitioner and respondent no. 2 was solemnized on 09.03.2018 as per the Hindu rites and customs and were living with each other. It is stated that one female child was born out of the said wedlock, who is presently in the



custody of respondent no. 2. After some time, due to different lifestyles and temperamental differences, both the parties could not reside with each other and have started living separately from each other. Thereafter, on the complaint of respondent no.2, the present FIR was registered against the petitioner under the relevant sections.

4. It is stated that both the parties have amicably settled the present matter *vide* Settlement dated 11.02.2025, entered between them before the Counselling Cell, Family Court.

5. This Court notes that the child is in care and custody of respondent no. 2 and the future rights of the child will not be affected by virtue of this compromise.

6. 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. She further states that the balance compromise amount of Rs.3,00,000/- has been given to her by way of Demand Draft bearing no. 000204, dated 12.01.2026, drawn on HDFC Bank in Court today. Therefore, she has no objection if the present FIR is quashed.

7. Although, the affidavits showing the protection of interest of minor child, as per the judgment titled as ***Ganesh vs. Sudhirkumar Shrivastava: (2020) 20 SCC 787*** passed by the Hon'ble Supreme Court, have not been filed by the learned counsel for the petitioner, however, the parties will remain bound by it.

8. In view of the above fact that the parties have amicably resolved their differences out of their own free will, without any coercion and 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.

9. Accordingly, FIR bearing No. 168/2018, registered at Police Station Nangloi, Outer Delhi, for the commission of offence punishable under Sections 498A/406/34 of IPC and all consequential proceedings emanating therefrom are quashed.

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

11. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

MAY 26, 2026/A