



\$~63

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

+ **CRL.M.C. 1249/2026**

MANISH KUMAR

.....Petitioner

Through: Mr. Mohit Yadav, Ms. Madhvi
Sharma, Mr. Sumit Saundal and Mr.
Shravan Kr. Mishra, Advocates along
with petitioner in person.

versus

STATE NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Digam Singh Dagar, APP for
State with SI Vikas, PS: Kalyanpuri.
Mr. Hitendra Mahalwal, Ms. Vaishaly
Singh and Mr. Harsh Kumar,
Advocates for R-2 and R-2 in person.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

%

13.02.2026

CRL.M.A. 5038/2026 (exemption)

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

CRL.M.C. 1249/2026

3. By way of the present petition, the petitioner seeks quashing of the FIR bearing No. 0633/2018, registered at Police Station Kalyanpuri, Delhi, for the commission of offences punishable under Sections 498A/406 of the Indian Penal Code, 1860 (hereafter 'IPC') and all consequential proceedings emanating therefrom on the basis of settlement arrived at between the



parties.

4. Issue notice. The learned APP accepts notice on behalf of the State.

5. The petitioner and respondent no. 2 are present before this Court and have been identified by their counsel and Investigating Officer (IO) concerned, Police Station, Kalyanpuri, Delhi.

6. Brief facts of the case are that the marriage between the petitioner no. 1 and the respondent no. 2 was solemnized at Delhi on 26.02.2015, in accordance with Hindu rites and ceremonies. It is stated that one child was born out of the said wedlock and is in the custody of respondent no. 2. It is stated that due to various differences, disputes and issues had arisen between the petitioner and the respondent no. 2. Upon the complaint by respondent no. 2, the present FIR came to be registered against the petitioner. It is stated that with intervention of the family and friends, the parties have now amicably settled their dispute *vide* Memorandum of Understanding (MoU) dated 17.04.2025 executed at Delhi High Court Mediation and Conciliation Centre, New Delhi.

7. 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. It is also stated that she has received the amount of Rs. 7,86,000/- *vide* Demand Draft (DD) bearing no. 001388 dated 03.02.2026. Therefore, she has no objection if the present FIR is quashed.

8. In view of the above, 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.

10. Accordingly FIR bearing No. 0633/2018, registered at Police Station Kalyanpuri, Delhi, for the commission of offences punishable under Sections 498A/406 of IPC and Section 4 of the DP Act and all consequential proceedings emanating therefrom are quashed subject to the future rights of the minor child shall not get affected as per the judgment titled as ***Ganesh vs. Sudhirkumar Shrivastava: (2020) 20 SCC 787*** passed by the Hon'ble Supreme Court.

9. The petition stands disposed of.

10. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

FEBRUARY 13, 2026/vc/gj