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

+ CRL.M.C. 2011/2026

UMESH KUMAR AND ANR.

.....Petitioners

Through: Mr. Suryadev Kaushik, Mr. Rajan
Sharma and Mr. Jeetender, Advs.
with petitioners in person.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Ms. Meenakshi Dahiya, APP for the
State with ASI Pramod Kumar, PS.:
Dayal Pur.
Mr. Harsh Kumar, Ms. Sikha Gogoi,
Mr. Nee Kumar Sharma, Advs. for R-
2 with R-2 in person.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

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18.03.2026

1. By virtue of the present petition under *Section 528* of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (***BNSS***), the petitioners seek quashing of
the FIR No.223/2023 dated 12.02.2023 registered at PS.: Dayal Pur, Delhi
under *Sections 498A/406/34* Indian Penal Code, 1860 (***IPC***) and all
proceedings emanating therefrom, in view of the Memorandum of
Understanding (***MOU***) dated 05.04.2024 [***Annexure B***] arrived at before the
Delhi Mediation Centre Karkardooma Courts, Delhi between the petitioner
no.1 and the respondent no.2, which is accompanied by their respective
proofs of identities.



2. Issue notice. Learned ASC for the State accepts notice, and submits, that he has no objection to the quashing of the aforesaid FIR.
3. Respondent no.2, present in Court, also accepts notice and affirms the terms of the aforesaid MOU, whereby out of the total settlement amount of Rs.5,00,000/-, the petitioner no.1 has already paid her a sum of Rs.3,50,000/-, and has further handed over a Demand Draft/ Banker Cheque dated 13.02.2026 bearing No.854334 of Rs.1,50,000/- (UCO Bank, Branch- Patiala House) in Court to her today as full and final settlement of all her present, past and future claims. She further submits that her marriage with the petitioner no.1 has since been dissolved by mutual consent under *Section 13B(2)* of the Hindu Marriage Act, 1995 *vide* Decree dated 18.09.2025, and she has no objection to the quashing of the aforesaid FIR.
4. The petitioner no.1 and the respondent no.2, present in Court, as well as their credentials, as on record, have been identified by the IO.
5. Facts disclose that the parties have voluntarily arrived at a settlement, and thus have filed their respective affidavit(s) along with the present petition. As such, the parties shall remain bound by all the terms and conditions of the settlement arrived *inter se* themselves. Thus, following the law laid down by the Hon'ble Supreme Court in ***Jitendra Raghuvanshi & Ors. vs. Babita Raghuvanshi & 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***, since there is nothing left to corroborate and prove the case of the prosecution, continuation of the aforesaid FIR against the petitioner will be an exercise in futility.
6. As such, the present petition is allowed and FIR No.223/2023 dated 12.02.2023 registered at PS.: Dayal Pur, Delhi under *Sections 498A/406/34*



of the IPC and all proceedings emanating therefrom are hereby quashed.

7. Accordingly, the present petition is disposed of in the aforesaid terms.

SAURABH BANERJEE, J

MARCH 18, 2026/bh