



\$~56

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

+ **CRL.M.C. 2581/2026**

GAURAV GAUTAM & ORS.

.....Petitioners

Through: Mr. Aditya, Advocate (Through
VC)

versus

THE STATE NCT OF DELHI AND ANRRespondents

Through: Mr. Satish Kumar, APP with Mr.
Aditya Vikram Singh, Adv.
SI- Sher Singh, PS: CWC, Nanak
Pura
R-2 present in person

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
07.04.2026

%

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.26/2023 dated 12.04.2023 registered at PS.: Crime (Women) Cell Nanak Pura under *Sections 498A/406/34* of the Indian Penal Code, 1860 (***IPC***) and all proceedings emanating therefrom, in view of Mediation Settlement dated 29.01.2025 (***Annexure C***), whereby the petitioner no.1 and the respondent no.2 have mutually and amicably resolved their disputes.

2. Issue notice.

3. Learned APP for the State accepts notice and submits that he has no



objection to the quashing of the aforesaid FIR.

4. Respondent no.2, present in Court, also accepts notice and affirms the terms of the aforesaid Mediation Settlement dated 29.01.2025. She submits that in compliance thereof the petitioner no.1 has already paid respondent no.2 the total settlement amount of Rs.2,30,000/- as full and final settlement of all her present, past and future claims including alimony, maintenance, etc. 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 06.06.2025, and as such, she has no objection to the quashing of the aforesaid FIR.

5. The petitioners and the respondent nos.2, present in Court, as well as their credentials as on record, have been identified by the Investigating Officer.

6. Facts disclose that a settlement has already been arrived voluntarily between the petitioners and the respondent no.2 and the present petition is accompanied by their respective affidavit(s) *qua* the said effect. In view thereof, they shall remain bound by all the terms and conditions of the settlement arrived *inter se* themselves. 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, since there is nothing left to corroborate and prove the case of the prosecution, continuation of the aforesaid FIR against the petitioners will be an exercise in futility.

7. Thus, the present petition is allowed and FIR No.26/2023 dated 12.04.2023 registered at PS.: Crime (Women) Cell Nanak Pura *under*



Sections 498A/406/34 of the IPC and all proceedings emanating therefrom are hereby quashed.

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

SAURABH BANERJEE, J.

APRIL 07, 2026/NA