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

+ CRL.M.C. 3047/2026

RAHUL KUMAR & ANR.

.....Petitioners

Through: Mr. Aman Kumar Sing and Ms.
Manu Gupta, Advs. Petitioners in
person.

versus

STATE OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Naresh Kumar Chahar, APP for
the State
Mr. Siddharth Negi and Mr.
Vaibhav Sharma, Advs. for R-2
SI-Onkar, PS: Badarpur. R-2 in
person.

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
22.04.2026

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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.380/2024 dated 28.06.2024 registered at PS.: Badarpur (South-
East), Delhi under *Sections 498A/406/34* of the Indian Penal Code, 1860
(***IPC***) and all proceedings emanating therefrom, in view of Mediation
Order dated 23.12.2024 (***Annexure B***), whereby the petitioner no.1 and
the respondent no.2 have mutually resolved their disputes.

2. Issue notice.

3. Learned APP for the State accepts notice. He 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 Order. She submits that in compliance thereof, out of total settlement amount of Rs.3,50,000/-, the petitioner no.1 has already paid her an amount of Rs.2,00,000/- and a Demand Draft being DD No.124437 dated 21.04.2026 (State Bank of India) of Rs.1,50,000/- has been handed over to her today as full and final settlement of all her present, past and future claims including alimony, maintenance, etc. Respondent no.2 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, 1955 *vide* Decree dated 28.10.2025, and as such, she has no objection to the quashing of the aforesaid FIR.

5. The petitioners and the respondent no.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 no.1 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.380/2024 dated 28.06.2024 registered at PS.: Badarpur (South-East), Delhi 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 22, 2026/Ab