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

+ CRL.M.C. 3134/2026

SUNDER @ CHAMAN GAUR & ORS.

.....Petitioners

Through: Mr. Pardeep Sharma, Adv.
(Through VC)

versus

THE STATE (GOVT. OF NCT OF DELHI) & ANR.

.....Respondents

Through: Ms. Meenakshi Dahiya, APP for the
State with Mr. Aditya Vikram
Singh, Ms. Vanshika Singh and Mr.
Bhanu Pratap Singh, Advs.
SI- Rajesh Kumar, PS: Vijay Vihar

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

% **24.04.2026**

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.1248/2017 dated 07.10.2017 registered at PS.: Vijay Vihar under *Sections 498A/406/34* of the Indian Penal Code, 1860 (**IPC**) and all proceedings emanating therefrom, since the parties have mutually resolved their disputes and arrived at a settlement, the terms whereof have been reproduced at *paragraph 2(e)* of the present petition.
2. Issue notice. Learned APP 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 submits that she has already received the total settlement amount of Rs.2,60,000/- from the petitioner no.1 as full and final payment towards 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, 1955 *vide* Decree dated 30.09.2020, and as such, she has no objection to the quashing of the aforesaid FIR.

4. 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.

5. 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 Raghuwanshi & 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.

6. Thus, the present petition is allowed and FIR No.1248/2017 dated 07.10.2017 registered at PS.: Vijay Vihar under *Sections 498A/406/34* and all proceedings emanating therefrom are hereby quashed.

7. Accordingly, the present petition, along with the pending application is disposed of in the aforesaid terms.

SAURABH BANERJEE, J

APRIL 24, 2026/Ab