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

+ CRL.M.C. 3194/2026

ATUL CHOUDHERY AND ORS

.....Petitioners

Through: Mr. Akhil Ranan and Mr. Utkarsh
Sharma, Advs.

versus

STATE GOVT OF NCT AND ANR

.....Respondents

Through: Mr. Satish Kumar, APP with Ms.
Upasna Bakshi, Adv.
Mr. Karan Singh, Adv. for R-2
SI- Saurabh Kumar, PS: Shalimar
Bagh

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

27.04.2026

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1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners seek quashing of FIR No.467/2025 dated 07.08.2025 registered at PS: Shalimar Bagh, Delhi under *Sections 498A/34* of the Indian Penal Code, 1860 (*IPC*) and all proceedings emanating therefrom, in view of the Memorandum of Understanding dated 13.03.2026 (*MoU*) [*Annexure A2*] arrived between the petitioner no.1 and the respondent no.2, which is accompanied by their respective proofs of identity.

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 submits that she and the petitioner no.1 are now living together amicable since February 2026 and she also affirms the terms of the aforesaid MoU,



whereby, the petitioner no.1 has agreed to pay Rs.10,000/- per month to her as maintenance and the petitioner no.1 shall also bear all expenses related to the child Mr. Hirdyansh Choudhery, as are mentioned therein.

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 petitioner 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. Accordingly, the present petition is allowed and FIR No.467/2025 dated 07.08.2025 registered at PS.: Shalimar Bagh, Delhi under *Sections 498A/34 IPC* and all proceedings emanating therefrom are hereby quashed.

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

SAURABH BANERJEE, J

APRIL 27, 2026/Ab