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

+ **CRL.M.C. 3734/2026**

SWAPNIL GUPTA ALIAS PARAS GUPTA AND ORS

.....Petitioners

Through: Petitioners in-person.

versus

STATE GOVT OF NCT OF DELHI AND ANRRespondents

Through: Ms. Kiran Bairwa, APP for the State.
Respondent No. 2 in-person.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% **13.05.2026**

CRL.M.A. 15166/2026 (exemption)

Exemption granted, subject to just exceptions.

The application stands disposed of.

CRL.M.C. 3734/2026

By way of the present petition filed under section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023, the petitioners, who are the former husband and in-laws of the complainant/respondent No. 2, seek quashing of case FIR No. 521/2018 dated 13.06.2018 registered under sections 498-A/406/34 of the Indian Penal Code, 1860 ('IPC') at P.S.: Aman Vihar, Outer District, Delhi.

2. The petition is premised on Mediated Settlement Agreement dated 01.12.2025 arrived at through mediation before the Delhi Mediation Centre, Rohini District Courts, Delhi; and Divorce Decree dated 18.03.2026, which is the culmination of petitions under sections



13B(1) and 13B(2) of the Hindu Marriage Act 1955, whereby the parties had sought dissolution of their marriage by mutual consent.

3. The petition is supported by affidavits of the petitioners, as also of respondent No. 2, alongwith proof of their IDs.
4. The petitioners as well as respondent No. 2 are present in court. Their credentials have been verified and they have also been identified by their respective counsel.
5. The parties have confirmed that one child, viz. Lakshay was born from the wedlock, who is minor as of date.
6. The court has queried Ms. Prachi Gupta @ Joyti Gupta, respondent No. 2, who confirms that she has taken divorce by mutual consent; and that a settlement agreement has been entered into between the parties; and that in full-and-final settlement of all her claims including towards maintenance (past, present and future), *stridhan*, dowry articles, jewellery, permanent alimony, etc., she was to receive a sum of Rs. 26 lacs from petitioner No. 1; out of which Rs. 19.5 lacs was paid earlier and Rs. 6.5 lacs has been paid in court today, in compliance of the terms of the settlement agreement. Respondent No. 2 confirms that all aspects of the settlement have now been performed.
7. Ms. Kiran Bairwa, learned APP confirms that the State has no objection to the subject FIR being quashed.
8. In the circumstances, in line with the law laid down by the Supreme Court in ***Gian Singh vs. State of Punjab & Anr.*** reported as (2012) 10 SCC 303 as also in ***Narinder Singh & Ors. vs. State of Punjab & Anr.*** reported as (2014) 6 SCC 466, this court sees no reason why the



subject FIR and all proceedings emanating therefrom should not be quashed. This court is of the view that in light of the settlement between the contesting parties, continuing with the subject FIR and all subsequent proceedings would be an exercise in futility and would not be conducive to peace and harmony between the parties.

9. Accordingly, FIR No. 521/2018 dated 13.06.2018 registered under sections 498-A/406/34 of the IPC at P.S.: Aman Vihar is quashed. All proceedings arising therefrom also stand closed.
10. Though the settlement agreement also records that the minor child shall remain in the custody of respondent No.2 and petitioner No.1 shall have no visitation rights, it is made clear that nothing in this settlement agreement would affect the right of the minor child to meet his father, if and when he so desires, subject to logistical convenience of the parties.
11. Petition stands disposed-of.
12. Pending applications, if any, also stand disposed-of.

ANUP JAIRAM BHAMBHANI, J

MAY 13, 2026/hb