



\$~119

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

+ **CRL.M.C. 3808/2026**

NAVNEET TOMAR & ANR.

.....Petitioners

Through: Petitioners with their counsel
Mr.Amit Singh, Mr.Vinish Phogat
and Mr.Mahipal Dagar, Advocates.

versus

STATE NCT OF DELHI AND ANR

.....Respondents

Through: Mr. Digam Singh Dagar, APP for the
State along with SI Arvind Kumar.
R-2 with her counsel.

CORAM:

HON'BLE DR. JUSTICE SWARANA KANTA SHARMA

ORDER

%

14.05.2026

CRL.M.A. 15438/2026 & CRL.M.A. 15439/2026 (exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 3808/2026

3. By way of the present petition, the petitioners seek quashing of FIR bearing no. 797/2018, registered at Police Station Jafrabad, Delhi, for the commission of offence punishable under Sections 498A/406/34 of Indian Penal Code, 1860 (hereafter 'IPC') and the proceedings emanating therefrom.
4. The petitioners and respondent no. 2 are present before this Court and have been identified by their counsels and concerned Investigating Officer



(IO) from Police Station Jafrabad, Delhi.

5. Brief facts of the present case are that the marriage between petitioner no. 1 and respondent no. 2 was solemnized on 29.01.2007, as per Hindu rites and customs at Delhi. It is stated that one child was born out of the said wedlock, who is presently in the custody of respondent no. 2. Due to temperamental differences, parties have been residing separately. It is stated that on the complaint of respondent no. 2, the present FIR was registered against the petitioners.

6. During pendency of the case, both the parties had amicably settled their disputes before the Delhi Mediation Centre, Karkardooma Courts, Delhi, *vide* Settlement dated 03.01.2026. The complainant is present in person alongwith her counsel, who states that she has received the balance compromise amount of Rs.7,00,000/-, by way of FDR in Central Bank of India, in the name of minor child of the parties.

7. This Court notes that the custody of minor children is with respondent no. 2 and the future right of the child will not be affected by virtue of this compromise.

8. On a query made by this Court, respondent no.2, who has been identified by the IO, has categorically stated that she has entered into compromise out of her own free will and without any pressure, coercion or threat. Respondent no. 2 further states she has no objection if the present FIR is quashed.

9. The learned counsel for the petitioners submits that the affidavits showing the protection of interest of minor child, as per the judgment titled as ***Ganesh vs. Sudhirkumar Shrivastava: (2020) 20 SCC 787*** passed by the Hon'ble Supreme Court, have been filed and the same are on record.



10. In view of the above fact that the parties have amicably resolved their differences of their own free will, and without any coercion, no useful purpose will be served by continuing the proceedings, rather the same would create further acrimony between them. It would thus be in interest of justice to quash the abovementioned FIR and the proceedings pursuant thereto. There is no legal impediment in quashing the FIR in question.

11. Accordingly, FIR bearing no. 797/2018, registered at Police Station Jafrabad, Delhi, for the commission of offence punishable under Sections 498A/406/34 of IPC and all consequential proceedings emanating therefrom are quashed.

12. In view of above, the present petition stands disposed of.

13. The order be uploaded on the website forthwith.

DR. SWARANA KANTA SHARMA, J

MAY 14, 2026/A