



\$~31

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

+ CRL.M.C. 4297/2026, CRL.M.A. 17332/2026

GAURAV AND ANR

.....Petitioners

Through: Mr. Badre Alam, Adv. with
petitioners in person

versus

STATE (GOVT. OF NCT OF DELHI) AND ANR. ...Respondents

Through: Mr. Satish Kumar, APP with Ms.
Upasna Bakshi, Advocate
Insp. Rajeev Kumar, PS.: M. S.
Park
Mr. Vineet, Adv. for R-2 with R-2
present in person

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER
29.05.2026

%

1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners seek quashing of FIR No.220/2013 dated 09.08.2013 registered at PS.: Mansarovar Park, Delhi under *Sections 323/324/34* of the Indian Penal Code, 1860 (*IPC*) and all proceedings emanating therefrom in view of the Memorandum of Understanding (*MoU*) dated 07.10.2022 [*Annexure P2*] arrived at between the petitioners and respondent no.2, which is accompanied by their respective proofs of identity.

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 affirms the terms of the aforesaid MoU dated 07.10.2022, 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 IO.

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 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 petitioner will be an exercise in futility.

6. Accordingly, the present petition is allowed and FIR No.220/2013 dated 09.08.2013 registered at PS.: Mansarovar Park, Delhi under Sections 323/324/34 IPC and all proceedings emanating therefrom are hereby quashed.

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

SAURABH BANERJEE, J.

MAY 29, 2026/bh