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

\# **CNR No. DLHC010385342026**

\+ **CRL.M.C. 6078/2026**

VISHESH ALIYAS VICKY & ORS. .....Petitioners

Through: Ms. Indu Shukla, Mr. Prashant Sharma, Tarun Gulati, Advs.

versus

THE STATE & ANR. .....Respondents

Through: Mr. Ritesh Kumar Bahri, APP
Mr. Vinod, Ms. Babita, Ms. Anju, Advs. for R-2.

CORAM:
HON'BLE MS. JUSTICE MADHU JAIN

O R D E R

% 06.10.2026

1. This hearing has been done through hybrid mode.

2. By way of the present petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (hereinafter referred to as the 'BNSS') read with Article 226 of the Constitution of India, the petitioners seek quashing of ***FIR No. 0087/2021***, registered at Police Station Harsh Vihar, Delhi, under Sections 498A, 406, and 34 of the Indian Penal Code, 1860 (hereinafter referred to as the 'IPC'), along with all consequential proceedings arising therefrom, on the basis of an amicable settlement arrived at between the parties.

3. Issue Notice. Learned APP for the State accepts notice on behalf of the State.

4. The Petitioners and Respondent No.2 are present before this Court and

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have been identified by the Investigating Officer (IO) concerned.

5. Briefly stated, the marriage between petitioner No.1 and respondent No.2 was solemnized on 07.12.2014 according to Hindu rites and ceremonies at Delhi. No child was born out of the wedlock. The parties started living separately on 29.10.2019 due to temperamental differences. Thereafter, respondent No.2 lodged ***FIR No. 0087/2021*** under Sections 498A, 406, and 34 IPC at P.S. Harsh Vihar, pursuant to which the chargesheet was filed and the proceedings are pending before the learned JMFC, Shahdara District, Karkardooma Courts, Delhi.

6. During the pendency of the proceedings, the parties amicably settled their disputes before the Delhi Mediation Centre, Karkardooma Courts, vide Settlement Deed dated 23.11.2024 for a total amount of Rs.6,20,000/-. Pursuant thereto, Rs.4,20,000/- was received by respondent No.2 and the balance amount of Rs.2,00,000/- has been paid to her today in Court vide ***Demand Draft bearing No. 544993***. The parties have also obtained a decree of divorce by mutual consent dated 24.04.2025, and respondent No.2 has agreed to the quashing of the FIR and the proceedings arising therefrom.

7. Learned counsel for the petitioners submits that, upon payment of the balance settlement amount, the settlement has been fully complied with and no further amount remains payable by either party. He further submits that respondent No.2 has no objection to the quashing of the FIR and the proceedings arising therefrom.

8. On a query made by this Court, Respondent No.2, who has been duly identified by the IO, categorically states that she has entered into the settlement out of her own free will, without any force, coercion or undue influence. She further states that the entire settled amount has been received

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by her and that she has no surviving claim whatsoever against the Petitioners. She has no objection if the present FIR and all proceedings emanating therefrom are quashed.

9. In view of the fact that the parties have amicably resolved all their disputes, the marriage already stands dissolved by a decree of divorce by mutual consent, the entire settlement amount has been paid, and Respondent No.2 has no objection to the quashing of the FIR, no useful purpose would be served in continuing the criminal proceedings. Rather, continuation thereof would only perpetuate unnecessary litigation between the parties. There is no legal impediment to quashing the FIR in the facts and circumstances of the present case.

10. Accordingly, ***FIR No. 0087/2021***, registered at Police Station Harsh Vihar, Delhi, for the offences punishable under Sections 498A, 406, and 34 of IPC, and all consequential proceedings emanating therefrom, are hereby quashed.

11. The present petition, along with pending application(s), if any, stands disposed of.

12. Copy of the order be communicated to the concerned learned Trial Court for necessary action and compliance.

13. The order be uploaded on the website forthwith.

MADHU JAIN, J

OCTOBER 6, 2026/*prg/yt*

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