



2025:DHC:10709



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

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Date of decision: 01.12.2025

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**CRL.M.C. 7107/2025 & CRL.M.A. 29853/2025 EXEMPTION
FROM FILING CERTIFIED COPIES ETC, CRL.M.A.
29854/2025 EXEMPTION FROM FILING DIM
ANNEXURES**

MASAROOR ABBAS & ORS.Petitioners

Through: Mr. Mutiur Rehman, Mr. Ayub
Ahmad Qureshi, Ms. Shaheen
and Ms. Mehnuish Khanam,
Adv. Mr. Kalash Chhabra, Adv.
Petitioner nos. 1 to 8 are present
in person.
Petitioners nos. 9 to 11 are
present through vc.

versus

THE STATE GOVT OF NCT OF DELHI & ANR.

.....Respondents

Through: Mr. Nawal Kishore Jha, APP
with SI Ramakant, P.S.Sadar
Bazar.
R-2 in person.

CORAM:-

HON'BLE MR. JUSTICE RAVINDER DUDEJA

JUDGMENT(ORAL)

RAVINDER DUDEJA, J.

1. This is a petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, seeking quashing of FIR No. 38/2021, dated 23.01.2021, registered at P.S Sadar Bazar, Delhi under Sections



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498A/406/34 IPC and all proceedings emanating therefrom on the basis of settlement between the parties.

2. The factual matrix giving rise to the instant case is that the marriage between Petitioner No. 1 and Respondent no. 2/complainant was solemnized on 05.03.2017 as per Muslim Rites and ceremonies at New Delhi. No child was born out of the said wedlock. However, on account of temperamental differences Petitioner No. 1 and Respondent No. 2 are living separately.

3. As per averments made in the FIR, Respondent No. 2 was subjected to physical and mental harassment on account of dowry demands by the petitioners. Chargesheet has since been filed under sections 498A/406/34 IPC against the petitioners.

4. During the course of proceedings, the parties amicably resolved their disputes before the Mediation Centre, Tis Hazari Courts, Delhi and the terms of settlement were written in the form of a Settlement dated 02.12.2024. It is submitted that petitioner no.1 and respondent no. 2 have obtained divorce on 22.02.2025 as per Muslim Personal Law and petitioner no. 1 has paid the entire settlement amount of Rs. 8,00,000/- (Rupees Eight Lacs only) to respondent no. 2 as per the schedule of settlement. Copy of the Settlement dated 02.12.2024 has been annexed as Annexure P-5.



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5. Petitioner nos. 1 to 8. & Respondent no. 2 are physically present before the Court while Petitioner nos. 9 to 11 have entered their appearance through VC. They have been identified by their respective counsels as well as by the Investigating Officer SI Rama Kant from PS Sadar Bazar.

6. Respondent No. 2 confirms that the matter has been amicably settled with the petitioners without any force, fear, coercion and she has received the entire settlement amount and has no objection if the FIR No. 38/2021 is quashed against the Petitioners.

7. In view of the settlement between the parties, learned Additional PP appearing for the State, also has no objection if the present FIR No. 38/2021 is quashed.

8. Hon'ble Supreme Court has recognized the need of amicable settlement of disputes in *Rangappa Javoor vs The State Of Karnataka And Another*, Diary No. 33313/2019, 2023 Live Law (SC) 74, *Jitendra Raghuvanshi & Ors. vs Babita Raghuvanshi & Anr.*, (2013) 4 SCC 58 & in *Gian Singh vs State of Punjab* (2012) 10 SCC 303.

9. Further, it is settled that the inherent powers under section 482 of the Code are required to be exercised to secure the ends of justice or to prevent abuse of the process of any court. Further, the High Court



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can quash non-compoundable offences after considering the nature of the offence and the amicable settlement between the concerned parties. Supreme Court and this Court have repeatedly held that the cases arising out of matrimonial differences should be put to a quietus if the parties have reached an amicable settlement. Reliance may be placed upon *B.S. Joshi v. State of Haryana, (2003) 4 SCC*.

10. In view of the above facts that the parties have amicably resolved their differences out of their own free will and without any coercion, it would be in the interest of justice, to quash the abovementioned FIR and the proceedings pursuant thereto.

11. In the interest of justice, the petition is allowed, and the FIR No. 38/2021, dated 23.01.2021, registered at P.S Sadar Bazar, Delhi under section 498A/406/34 IPC and all the other consequential proceeding emanating therefrom is hereby quashed.

12. Petition is allowed and disposed of accordingly.

13. Pending application(s), if any, also stand disposed of.

RAVINDER DUDEJA, J

December 01, 2025
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