



\$~29

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

+ **CRL.M.C. 1939/2026**

VINIT KAPUR & ORS.

.....Petitioners

Through: Mr. S. Mohit, Ms. Ishu Bhardwaj
and Mr. Piyush Saini, Advs.

versus

THE STATE OF NCT OF DELHI THROUGH SHO & ANR.

.....Respondents

Through: Mr. Raghuinder Verma, APP with
Mr. Aditya Vikram Singh, Adv.
Ms. Surabhi Chopra, Adv. for R-2
(Through VC)
SI- Jitender Kumar and SI-
Virender Prasad, PS: Nangloi

CORAM:

HON'BLE MR. JUSTICE SAURABH BANERJEE

ORDER

13.04.2026

%

1. By virtue of the present petition under *Section 528* of the Bharatiya Nagarik Suraksha Sanhita, 2023 (**BNSS**), the petitioners seek quashing of the FIR No.288/2024 dated 01.04.2024 registered at PS.: Nangloi, Delhi under *Sections 498A/406/34* of the Indian Penal Code, 1860 (**IPC**) and all proceedings emanating therefrom, in view of Settlement Agreement dated 20.07.2024 (**Annexure P2**), whereby the petitioner no.1 and the respondent no.2 have mutually and amicably resolved their disputes.
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 Settlement Agreement dated 20.07.2024. She submits that in compliance thereof out of total settlement amount of Rs.5,00,000/-, the petitioner no.1 has already paid her the settlement amount of Rs.2,00,000/- and a Demand Draft being DD No.033347 dated 05.01.2026 (Axis Bank) of Rs.3,00,000/- has been handed over to her today as full and final settlement of all her present, past and future claims including alimony, maintenance, etc.

4. Further, the petitioner no.1 is willing to deposit an additional amount of Rs.50,000/- by Demand Draft being DD No. 033454 dated 23.03.2026 (Axis Bank).

5. This Court appreciates the gesture shown by the petitioner no.1

6. Respondent no.2 further submits that her marriage with the petitioner has since been dissolved by mutual consent under *Section 13B(2)* of the Hindu Marriage Act, 1995 *vide* Decree dated 07.05.2025, and as such, she has no objection to the quashing of the aforesaid FIR.

7. The petitioners and the respondent no.2, present in Court, as well as their credentials as on record, have been identified by the Investigating Officer.

8. Facts disclose that a settlement has already been arrived voluntarily between the petitioner 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 petitioners will be an exercise in futility.

9. Thus, the present petition is allowed and FIR No.288/2024 dated 01.04.2024 registered at PS.: Nangloi, Delhi under *Sections 498A/406/34* of the IPC and all proceedings emanating therefrom are hereby quashed.

10. Accordingly, the present petition is disposed of in the aforesaid terms.

SAURABH BANERJEE, J

APRIL 13, 2026/Ab