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

CNR No. DLHC010112472026

+ **CRL.M.C. 2188/2026**

YATIN SETHI AND ORS

.....Petitioners

Through: Mr. V.K. Chaturvedi, Adv. along with
petitioners.

versus

STATE GOVT OF NCT DELHI AND ANRRespondents

Through: Mr. Digam Singh Dagar, APP with SI
Rakesh, PS Budh Vihar
Mr. Vishwadeep Shokeen, Mr.
Yashdeep Sethi, Mr. Amulya Ratan,
Mr. Aman Ahlawat & Mr Nirmal
Singh, Adv. for R-2
R-2 through VC.

CORAM:

HON'BLE MS. JUSTICE MADHU JAIN

ORDER

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03.09.2026

1. This hearing has been done through hybrid mode.

CRL.M.A. 8999/2026 (seeking exemption)

2. Allowed subject to all just exceptions. The application is disposed of.

CRL.M.C. 2188/2026

3. 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. 246/2022, registered at Police Station Budh Vihar, Delhi, for the



offences punishable under Sections 498A/406/323/509/377/506/34 of the Indian Penal Code, 1860 (hereinafter referred to as the 'IPC') and Section 4 of the Dowry Prohibition Act, 1961, along with all consequential proceedings arising therefrom, on the basis of an amicable settlement arrived at between the parties.

4. Issue Notice. Learned APP for the state accepts notice on behalf of the state.

5. The petitioners and Respondent No. 2 are present before this Court through video conferencing and have been identified by the Investigating Officer (IO) concerned.

6. Brief facts of the case are that the marriage between Petitioner No. 1 and Respondent No. 2 was solemnised on 10.12.2017 according to Hindu rites and ceremonies. No child was born out of the said wedlock. Due to temperamental differences, the parties started living separately with effect from 03.03.2021. Consequently, on the complaint of Respondent No. 2, the aforesaid FIR came to be registered against the petitioners.

7. It is stated that the parties have amicably settled all their disputes and differences. In terms of the settlement, the parties agreed to dissolve their marriage by mutual consent and to withdraw the cases instituted by them against each other. The marriage between Petitioner No. 1 and Respondent No. 2 has since been dissolved by a decree of divorce by mutual consent dated 19.12.2025 passed by the learned Judge, Family Courts, North-West District, Rohini Courts, Delhi.

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 she does not wish to pursue the present proceedings and has no objection if the FIR in question and all proceedings emanating therefrom are quashed.

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

10. Accordingly, FIR No. 246/2022, registered at Police Station Budh Vihar, Delhi, for the offences punishable under Sections 498A/406/323/509/377/506/34 of the IPC and Section 4 of the Dowry Prohibition Act, 1961, and all consequential proceedings emanating therefrom, are hereby quashed qua the petitioners.

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. The order be uploaded on the website forthwith.

MADHU JAIN, J

SEPTEMBER 3, 2026/JYH/P