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

+ CRL.M.C. 3473/2025

MUKUL DHAWAN & ORS.Petitioners

Through: Mr. Arshad Ali, Adv.

versus

STATE NCT OF DELHI AND ANRRespondents

Through: Mr. Raghuinder Verma, APP
for State.

SI Birender Singh PS Lajpat
Nagar.

CORAM:

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

% **19.05.2025**

CRL.M.A. 15317/2025 (Exemption)

1. Allowed, subject to all just exceptions.
2. Application stands disposed of.

CRL.M.C. 3473/2025, CRL.M.A. 15316/2025

3. This is the fresh petition under Section 528 of the Bharatiya Nagarik Suraksha Sanhita 2023 seeking to quash of FIR No.270/2022 dated 12.04.2022 for the offences punishable under Sections 498A/406/34 IPC registered at Police Station Lajpat Nagar and all consequential proceedings arising therefrom.
4. The learned counsel for the petitioner submits that the present FIR is a part of the matrimonial litigation which ensued between the



parties on account of matrimonial disputes. The petitioner no.1 is the husband of respondent no.2 and their marriage got solemnized on 25.01.2019 as per Hindu rites and ceremonies at Delhi. However, due to the increasing differences between the parties, the respondent no.2 left the matrimonial house and stated to be living separately since 07.07.2021. Subsequent thereto, two FIRs were got registered by her against the petitioners in the year 2022-23.

5. The learned counsel submits that the parties had voluntarily and amicably settled their matrimonial disputes in Mediation Centre, Saket Courts, New Delhi *vide* Mediation Settlement Deed dated 22.03.2023. In pursuance to the said settlement, a decree of divorce by way of mutual consent dated 11.05.2023 was passed by the learned Principal Judge Family Court, South East District, Saket Courts, New Delhi.

6. He submits that the complaint filed by the respondent no.2 under the Domestic Violence Act has been withdrawn, however, subsequently, respondent no.2 has initiated proceedings under Section 340 Cr.P.C. by filing a fresh application on 03.06.2024.

7. The learned counsel further submits that in terms of the Settlement Deed dated 22.03.2023, the respondent no.2 has received Rs.7,00,000/- from petitioner no.1 in two instalments towards her maintenance (past, present and future), permanent alimony and the *stridhan*. He submits that the third instalment of Rs.4 lacs is remained to be paid to respondent no.2 at the time of quashing proceedings which he is willing to pay.

8. Issue notice.

9. The learned APP for the State accepts notice.



10. The learned counsel for respondent no.2 accepts notice and seeks time to appear physically before the Court.
11. Both the parties to appear before the Court on the next date of hearing.
12. The learned counsel submits that the proceedings be stayed as the matter is listed before the learned MM on 30.07.2025.
13. The learned Trial Court is requested to give the date beyond the date given by this Court.
14. Renotify on 22.08.2025.

SHALINDER KAUR, J

MAY 19, 2025/ab/kp

Click here to check corrigendum, if any