



\$~80

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

+ **CRL.M.C. 9054/2025**

SHYAM KAUSHIK AND ORS.Petitioners
Through: Mr. Pushpinder Singh and
Mr. Harsh Wadhvani,
Advs.

versus

STATE (GOVERNMENT OF NCT OF DELHI)
AND ORS.Respondents
Through: Mr. Raj Kumar, APP for
the State with SI Om
Prakash, PS M.S. Park.

CORAM:
HON'BLE MR. JUSTICE AMIT MAHAJAN

ORDER

% **18.12.2025**

CRL.M.A. 37902/2025 (*exemption from filing certified copies, typed copies, translated copies and legible copies of certain documents which have been filed as annexures*)

1. Exemption allowed, subject to all just exceptions.
2. The application stands disposed of.

CRL.M.C. 9054/2025

3. By the present petition, the petitioners seek quashing of FIR No. 381/2025 dated 25.10.2025, registered at Police Station Mansarovar Park, for the offences under Sections 498A/406/34 of the Indian Penal Code, 1860.

4. The FIR was registered pursuant to the allegation made by Respondent No. 3 in regard to cruelty on account of demand of dowry.



5. The learned counsel for the petitioners submits that the FIR was an outcome of matrimonial acrimony.
6. He submits that the FIR was registered purely as a counterblast.
7. He submits that the complainant herself had deserted Petitioner No. 1, which led to Petitioner No. 1 filing an application seeking restitution of conjugal rights before the learned Family Court in Bikaner.
8. He submits that the said application was withdrawn since the complainant failed to appear despite service of notice.
9. He submits that Petitioner No. 1 thereafter filed a petition under Section 13A of the Hindu Marriage Act, 1955 seeking divorce from the complainant on account of cruelty.
10. He submits that the learned Family Court in Bikaner had passed a decree of divorce *vide* judgment dated 17.12.2024.
11. Issue notice.
12. The learned Additional Public Prosecutor for the State accepts notice.
13. Notice be served to Respondent No. 3 through all permissible modes.
14. List on 02.03.2026.

AMIT MAHAJAN, J

DECEMBER 18, 2025

'KD'