

GAHC040018292025

2026:GAU-AP:24



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : Crl.Petn./247/2025

Smti Sonali Hanchepi and Anr
Wife of Shri Ranjan Dey, permanent resident of Village Chelai Khati, Salaikhati
Kachari, PO Balichang, PS Biswanath Chariali, Biswanath District, Assam and
presently residing at Dokum colony, Naharlagun, PO and PS Naharlagun, Papum Pare
District, Arunachal Pradesh.

2: Ranjan Dey
Age:
Occupation :
Son of Shri Niranjana Dey
permanent resident of Ward no.9
Khelmati
PO and PS North Lakhimpur
District Lakhimpur
Assam and presently residing at Dokum Colony
Naharlagun
PO and PS Naharlagun
Papum Pare District
Arunachal Pradesh

VERSUS

The State of AP
represented by the PP of AP

Advocate for the Petitioner : Talin Dukam Rigia, Sibon Engti, Tsering Lhamu

Advocate for the Respondent : P P of AP,

**BEFORE
HONOURABLE MRS. JUSTICE YARENJUNGLA LONGKUMER**

ORDER

20/01/2026

Heard learned counsel for the petitioners, Mr. T. Dukam. Also heard Ms. L. Hage, learned Additional Public Prosecutor.

2. This is a joint petition filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for quashing of the FIR dated 06.01.2020 in connection with Session Case No. 14/2022 –In- Itanagar Women P.S. Case No. Case No. 01/2020 under Section 376/417 of IPC, by the informant/wife and the accused/husband.

3. This petition has been filed jointly by the informant and the accused on the ground that they have entered into a deed of mutual settlement on 28th October, 2025 wherein it has been agreed that the complainant will not pursue the matter further and that since August, 2024 the parties being the informant and the accused are living together as husband and wife and have also registered their marriage before the Marriage Officer on 5th March, 2025 and that they have a daughter who has been born to them. It is also been agreed in the settlement deed that the parties intend to withdraw the FIR dated 06.01.2020 under Itanagar Women P.S. Case No. 01/2020 under Section 376/417 of the Indian Penal Code in the interest of justice.

4. This Court has considered the submission of the learned counsels for the petitioners and also the learned Additional Public Prosecutor who has no

objection in the said matter, as this matter is purely related to a marital dispute between husband and wife. This Court has also considered this fact and is of the view that it will be a futile exercise to continue with the criminal proceedings in the present case as it is purely private matter between husband and wife and has arisen out of a marital dispute which has been mutually settled between the parties.

5. Accordingly, the petition is allowed and the FIR dated 06.01.2020 under Itanagar Women P.S. Case No. 01/2020 under Section 376/417 of IPC is quashed and set aside.

Petition stands disposed of.

JUDGE

Comparing Assistant