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

+ **W.P.(CRL) 167/2025**

HARSHEETA THAKUR

.....Petitioner

Through: Mr. Sunil K. Mittal, Advocate with
Mr. Anshul Mittal and Ms. Khushi
Aggarwal, Advocates.

versus

THE STATE GOVT. OF NCT OF DELHI AND ANR.

.....Respondents

Through: Ms. Manjeet Arya, APP for the State
on behalf of Mr. Anand V. Khatri,
ASC for the State.
SI Sachin Sharma with ASI Mohin
Ali, P.S.: Pandav Nagar.

CORAM:
HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER
17.01.2025

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CRL.M.A. 1314/2025

Exemption granted, subject to just exceptions.

Let requisite compliances be made within 01 week.

The application stands disposed of.

W.P.(CRL) 167/2025

By way of the present petition filed under Articles 226 and 227
of the Constitution of India read with section 528 of the Bharatiya



Nagarik Suraksha Sanhita 2023, the petitioner seeks quashing of case FIR No.357/2024 dated 14.08.2024 registered under sections 498A/406/34 of the Indian Penal Code, 1860 ('IPC') at P.S.: Pandav Nagar, Delhi.

2. Mr. Sunil K. Mittal, learned counsel appearing for the petitioner submits, that the petitioner is a 19 year old niece of respondent No.2's husband/Vishal; and that a perusal of the subject FIR, the relevant portions of which have been extracted in paragraph 9 of the petition would show that the only allegation against the petitioner is of the petitioner having allegedly blocked usage of household goods by the complainant/respondent No.2 and of having destroyed CCTV Cameras, none of which would even *prima facie* comprise the offences under sections 498A/406 IPC.
3. Mr. Mittal has also drawn attention to the recent pronouncements of the Supreme Court¹ cautioning against omnibus and vague allegations being leveled by the wife against the husband and his family members without any substance thereby exposing the family members to arduous investigation and criminal proceedings.
4. On a *prima-facie* view of the matter, issue notice.
5. Ms. Manjeet Arya, learned APP appearing on behalf of Mr. Anand V. Khatri, ASC for the State on advance copy; accepts notice; and seeks time to file status report.
6. Let status report be filed within 06 weeks; response thereto, if any, be filed within 04 weeks thereafter; with copies to the opposing counsel.

¹ Achin Gupta vs. State of Haryana, 2024 SCC OnLine SC 759



7. Ms. Arya submits, that investigation in the matter is almost complete; the Investigating Officer ('I.O') will file the chargesheet within a month's time; and that it goes without saying that the I.O. will not send-up for trial any of the accused persons if there is no sufficient material implicating such person.
 8. The statement made by Ms. Arya is noted.
 9. Re-notify on 09th May 2025.
- CRL.M.A. 1313/2025 (for stay of proceedings)**
10. Re-notify on 09th May 2025.

ANUP JAIRAM BHAMBHANI, J

JANUARY 17, 2025

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