

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 277 of 2024**

**With**  
**CRIMINAL MISC.APPLICATION (FOR STAY) NO. 1 of 2024**  
**In R/SPECIAL CRIMINAL APPLICATION NO. 277 of 2024**

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GUNJAN SAMIR BAROT  
Versus  
STATE OF GUJARAT & ANR.

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Appearance:

JATIN V YADAV(8946) for the Applicant(s) No. 1

YAGNESHKUMAR S JOSHI(8074) for the Applicant(s) No. 1

MR ANKIT Y BACHANI(5424) for the Respondent(s) No. 2

Ms. MAITHILI MEHTA, ADDL. PUBLIC PROSECUTOR for the Respondent(s)  
No. 1

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**CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI**

**Date : 02/09/2024**

**ORAL ORDER**

Learned advocate Mr. P.P. Majmudar places on record a draft amendment. The same is taken on record and granted. To be carried out forthwith.

Heard learned advocate Mr. Majmudar for the petitioner. According to learned advocate Mr. Majmudar, the present petitioner happens to be sister-in-law of the complainant who is residing separately and therefore, the allegations levelled against her are absolutely baseless and the same amounts to misuse and abuse of process of law.

Considering the aforesaid submission though learned advocate

Mr. Bachani opposed this petition, he could not point out any material to indicate that the present petitioner – accused no. 6 is not residing separately or there are any specific allegation against her indicating a specific incident related to the present petitioner.

Considering the aforesaid submissions, issue **RULE**. Learned Additional Public Prosecutor Ms. Maithili Mehta waives service of notice of rule on behalf of respondent – State and learned advocate Mr. Bachani waives service of notice on behalf of the respondent no. 2.

In the meantime, there shall be interim relief in terms of paragraph no. 28 (BB).

VARSHA DESAI

**(NIRZAR S. DESAI,J)**