

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 887 of 2026**

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ANURAG ABHAY GUPTA
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR SHOBHRAJ K VERMA(12093) for the Applicant(s) No. 1
MR MANAN MAHETA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS

Date : 23/03/2026
ORAL ORDER

1. Learned advocate Mr. Pankeet P. Aundhiya appears and submits that he has instructions to appear on behalf of the respondent no.2 - complainant. He is permitted to file his appearance. Registry shall accept his vakalatnama.

2. By way of filing the present application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the applicant-accused has prayed to quash and set-aside the First Information Report No.11196001230006 of 2023 registered with the Mahila Police Station, District - Vadodara City, for the offences punishable under Sections 498(A), 323, 504, 506(2) and 114 of the Indian Penal Code, 1860, and under Sections 3 and 7 of the Dowry Prohibition Act, as well as the Charge-sheet

No. 35 of 2023 and the proceedings of the Criminal Case No.16822 of 2023 pending before the learned 14th Additional Sr. Civil Judge and Additional Chief Judicial Magistrate, Vadodara City, so also all other consequential proceedings arising pursuant thereto.

3. Today, when the matter is called out, the complainant, who is virtually present before this Court, has produced her identity proof as well as the affidavit, which are ordered to be taken on record. In the said affidavit, the complainant has categorically stated that the dispute between her and the applicant-accused has been amicably resolved and there is no ill-will or any grievance amongst them.

4. Considering the issue involved in the present application as well as considering the fact that the dispute has been amicably resolved with the applicant, with the consent of the learned advocates appearing for the respective parties, the present application is taken up for final disposal.

5. **RULE** returnable forthwith. Learned APP Mr. Manan Maheta waives service of notice of rule for and on behalf of the

respondent no.1 – State and learned advocate Mr. Pankeet P. Aundhiya waives service of notice of rule for and on behalf of the respondent no.2 – complainant.

6. The complainant, who is virtually present before this Court, has categorically stated that the dispute has been amicably resolved with the applicant and she has no objection if the application is allowed and the impugned FIR as well as the proceedings of the criminal case are quashed and set-aside.

7. The relevant paragraphs of the affidavit filed by the complainant – Neetika w/o Anurag Gupta d/o Rajesh Sharma, read thus :

“2. I state that now the matter is amicably being settled with the petitioners and the grievances have been redressed, thus, now no grievances are left against the petitioners, and therefore, now I have no objection if the F.I.R. 11196001230006 of 2023 registered with Mahila Police Station Police Station, Dist. Vadodara is quashed and set-aside, and so in the interest of justice the F.I.R. & all consequential proceedings arising out of aforesaid F.I.R. may be quashed and set-aside, qua the petitioners.

3. I state that the present compromise is arrived without any coercion, force or undue influence and I have no grievance against the petitioners if the captioned Special Criminal Application is allowed.”

8. Thus, it appears from the aforesaid that to continue

further with the criminal proceedings pursuant to the impugned FIR as well as the criminal case would be a futile exercise and the same would amount to abuse of process of law.

9. Having heard learned advocates appearing for the respective parties as well as considering the facts and circumstances arising out of the present application and taking into consideration the decisions rendered in the cases of ***Gian Singh vs. State of Punjab & Another***, reported in (2012) 10 SCC 303, ***Madan Mohan Abbot vs. State of Punjab***, reported in (2008) 4 SCC 582, ***Nikhil Merchant vs. Central Bureau of Investigation & Another***, reported in (2009) 1 GLH 31, ***Manoj Sharma vs. State & Others***, reported in (2009) 1 GLH 190, and ***Narinder Singh & Others vs. State of Punjab & Another***, reported in (2014) 2 Crime 67 (SC) as well as ***State of Haryana vs. Bhajanlal***, reported in AIR 1992 SC 604, it appears that continuing further with the criminal proceedings pursuant to the impugned FIR as well as the criminal case would be a futile exercise and the same would amount to abuse of process of law. Hence, to secure the ends of justice, the impugned FIR as well as the proceedings of

the criminal case, so also all other consequential proceedings arising pursuant thereto are required to be quashed and set-aside in exercise of the powers conferred under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

10. In the result, the application is allowed. The proceedings of the First Information Report No.11196001230006 of 2023 registered with the Mahila Police Station, District – Vadodara City, for the offences punishable under Sections 498(A), 323, 504, 506(2) and 114 of the Indian Penal Code, 1860, and under Sections 3 and 7 of the Dowry Prohibition Act, as well as the Charge-sheet No. 35 of 2023 and the proceedings of the Criminal Case No.16822 of 2023 pending before the learned 14th Additional Sr. Civil Judge and Additional Chief Judicial Magistrate, Vadodara City, so also all other consequential proceedings arising pursuant thereto, are hereby ordered to be quashed and set-aside qua the present applicant.

11. Rule made absolute. Direct service is permitted.

(VIMAL K. VYAS, J)

DEEPAK GEHLOT