

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 1436 of 2026**

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JAYANTIBHAI(SAMBHU) SHANTILAL DHIMMAR
Versus
STATE OF GUJARAT & ANR.

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Appearance:
MR. KISHAN H DAIYA(6929) for the Applicant(s) No. 1
MS ASMITA PATEL, LD.ADDL. PUBLIC PROSECUTOR for the
Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS

Date : 24/02/2026

ORAL ORDER

1. Heard learned advocate Mr.Kishan Daiya appearing for the applicant-accused and learned Additional Public Prosecutor Ms.Asmita Patel appearing for the respondent No.1.

2. The Court has perused the entire material, along with the impugned FIR. The Court has also perused the original investigation papers placed on record by the Investigating Officer.

3. It prima facie appears that the present applicant has been arraigned as an accused solely on the basis of the statement of the co-accused. Except the aforesaid, there is no incriminating evidence on record suggesting the involvement of the present applicant in the alleged offence.

4. Issue **NOTICE** to the respondents, making it returnable on 13.04.2026.

5. Learned APP Ms.Asmita Patel waives service of notice for and on behalf of the respondent no.1.

6. In the meantime, let the investigation may continue; however, no coercive steps shall be taken against the present applicant till the next date of hearing. The applicant is directed to co-operate in the investigation.

(VIMAL K. VYAS, J)

DIPTI PATEL