

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 1245 of 2025**

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SHAILESHBHAI NANUBHAI BARVADIYA

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR. ROHAN VAGHELA FOR MR PRAVIN GONDALIYA(1974) for the
Applicant(s) No. 1

MR. MANAN MEHTA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT**Date : 30/01/2025****ORAL ORDER**

Considering the submissions of learned advocate for the petitioner that on bare reading of the FIR, no believable offence is made out and the present FIR is a counterblast to the representation made by the residents of Thoradi Village, Amreli and also considering the materials available on the record, whereby the Police Officer concerned has also recorded the statement in some other case wherein the conduct of the complainant is also reflected, and considering the fact that this Court has time and again expressed concern about the misuse of such stringent provisions of Scheduled Caste and Scheduled Tribe (Prevention of Atrocities) Act, 1989, by such irresponsible litigants and hence, considering overall, the matter requires further consideration as *prima facie*, case is

made out. Let **NOTICE** be issued to the other side making it returnable on 24.03.2025. Learned APP waives service of notice for and on behalf of respondent – State.

No coercive action shall be taken against the present petitioner pursuant to the impugned FIR and the petitioner shall co-operate in the process of investigation.

DIWAKAR SHUKLA

(SANDEEP N. BHATT,J)