

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 2378 of 2021**

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PREMILABEN RANABHAI MAKVANA

Versus

THE STATE OF GUJARAT

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Appearance:

MR.KIRIT R CHAUDHARI(3745) for the Applicant(s) No. 1,2
for the Respondent(s) No. 2MS MONALI BHATT, ADDITIONAL PUBLIC PROSECUTOR(2) for the
Respondent(s) No. 1

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CORAM: **HONOURABLE MR. JUSTICE B.N. KARIA****Date : 17/02/2021****ORAL ORDER**

By way of present application, the applicants have prayed to quash and set aside the FIR being CR No. 11217036200084 of 2020 registered with Varahi Police Station, District Patan for the offence punishable under Sections 376(2)(n), 406, 342, 344, 370(a)(2), 384, 323, 120(B), 506(2) and 294(b) of the Indian Penal Code.

Heard learned advocate for the applicants.

It was submitted by learned advocate for the applicants that the main accused and other four persons had moved an application for consent quashing by way of Criminal Miscellaneous Application No.14879/2020 which

was allowed by this Court vide order dated 21.10.2020. It was also submitted that the applicants have been released on anticipatory bail. It was further submitted that the respondent No.2 had voluntarily accompanied with the original accused No.4 as she wanted to marry him and therefore, there are no allegations made by the respondent No.2 in the complaint. It was also submitted that the respondent No.2 has filed an Affidavit in another proceedings stating that she does not wish to prosecute further with the proceedings pursuant to the filing of the First Information Report as there is a settlement arrived at between the parties. It was submitted that the charge-sheet has been filed against the applicants on 13.02.2020.

Issues require consideration.

NOTICE returnable on **APRIL 8, 2021**. Learned APP waives service of notice for and on behalf of the respondent No.1-State. The respondent No.2 be served through the concerned Police Station.

Learned APP for the respondent-State may verify about the genuineness and correctness of the compromise arrived at between the parties and submit report thereof

before the Registry of this court on or before the next date of hearing.

CAROLINE

(B.N. KARIA, J)