

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 2299 of 2024**

=====

ANURADHA DAYANAND BANSAL

Versus

STATE OF GUJARAT

=====

Appearance:

MR HARDIK A DAVE(3764) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MS VRUNDA SHAH, APP for the Respondent(s) No. 1

=====

CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR**Date : 06/02/2024****ORAL ORDER**

1. Heard learned advocates for the respective parties.
2. By way of this application under Section 482 of the Code of Criminal Procedure, 1973 (hereinafter referred to as "Cr.P.C."), the applicant has prayed to quash and set aside the complaint being FIR C.R. No.11210069230740 of 2023 registered with Althan Police Station, Surat and charge sheet being Criminal Case No.110728 of 2023 pending before the learned 11th Additional Civil Judge and JMFC Court, Surat as well as all the consequential proceedings arising therefrom.
3. It appears from the record that the offense is non-cognizable, although a complaint is filed and police have investigated the offense, which is a violation of the provisions of Section 155(2) of the Code of Criminal Procedure. Additionally,

the complaint is not filed by the aggrieved person.

4. Considering the facts and circumstances of the case, the issue requires consideration. Hence, issue **RULE returnable on 03.04.2024**. Learned APP waives service of notice of Rule for the respondent-State.

5. Interim relief in terms of **para 8(c)** is granted till the next date of hearing.

6. Respondent No.2 be served through concerned police Station.

(HASMUKH D. SUTHAR,J)

ALI