

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (DOMESTIC VIOLENCE) NO. 1821
of 2025**

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JANKIBEN NANDISHKUMAR THAKKAR & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR LAXMANSINH M ZALA(5787) for the Applicant(s) No. 1,2,3

MS. KRINA CALLA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT**Date : 07/02/2025****ORAL ORDER**

1. Heard learned advocate Mr. Laxmansinh Zala for the petitioners and learned APP for the respondent – State. Learned advocate Mr. Himanshu Padhya appears for the respondent No.2.

2. Learned advocate for the petitioners has drawn the attention of this Court towards the contents of the complaint filed under the provisions of the Protection of Women from Domestic Violence Act, 2005 and he has submitted that the petitioners are sister-in-law, brother-in-law and uncle-in-law of the complainant. He has further submitted that the other complaint is filed under the provisions of Section 498(A) of the IPC, whereby, the Court has granted interim relief. He further submits that in the present proceedings also, this

Court by way of Special Criminal Application No.17061 of 2024 has granted interim relief in favour of the other co-accused. He has further submitted that the petitioners are residing separately and all the family members are sought to be implicated in the proceedings, whereby, the dispute is between the husband and the wife only. Therefore, he prays for granting of any appropriate relief to the petitioners.

3. Learned APP has submitted that considering the averments made in the complaint, *prima facie* case is made out against the present petitioners and therefore, no interference of this Court is called for, at this stage.

4. Considering the averments made in the petition as well as submissions made at the bar, matter requires consideration.

5. Issue **Notice**, returnable on **02.04.2025**. Learned APP and learned advocate Mr. Padhya waive service of notice for and on behalf of the respondent – State and respondent No.2. respectively.

6. Interim relief in terms of para 4(B) is granted till the next date of hearing.

(SANDEEP N. BHATT,J)

SLOCK BAROT