

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 2867 of 2026**

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LIMBABHAI VASHRAMBHAI KABAD & ANR.

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR VINOD M GAMARA(5910) for the Applicant(s) No. 1,2

MS. DIVYANGNA JHALA, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE VIMAL K. VYAS****Date : 23/04/2026****ORAL ORDER**

1. Heard learned advocate Mr. Vinod Gamara appearing for the applicants and learned APP Ms. Divyangna Jhala appearing for the respondent no.1- State.

2. Perused the entire material placed on the record along with the impugned FIR. From the bare perusal of the FIR, it prima facie appears that the land in question is situated at Dholera, and though an agreement for sale has been registered before the Sub-Registrar, Dholera, and a Special Civil Suit No.30 of 2024 is also pending before the Principal Senior Civil Judge, Dhandhuka regarding the dispute over the said land, yet the impugned FIR came to be registered before the Satellite Police Station, Ahmedabad. Further, it appears that the dispute between the parties is of a civil nature, which has been given a color and cloak of the criminal proceedings.

3. In view of the aforesaid, in the considered opinion of this Court, the present application deserves consideration.

4. Issue **RULE** to the respondents making it returnable on 21.07.2026.

5. Learned APP Ms. Divyangna Jhala waives service of notice of rule for and on behalf of the respondent no.1 - State of Gujarat.

6. In the meantime, let there be an ad-interim relief in terms of paragraph no.8(C) qua the present applicants.

(VIMAL K. VYAS, J)

prk