

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 3676 of 2020

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ADITYA LABHASHANKAR JOSHI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MS BHAKTI M JOSHI(3820) for the Applicant(s) No. 1
DS AFF.NOT FILED (R) for the Respondent(s) No. 2
MR SOHAM JOSHI, ADDL. PUBLIC PROSECUTOR for the Respondent(s)
No. 1

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CORAM:HONOURABLE MR. JUSTICE J. C. DOSHI

Date : 02/05/2025

ORAL ORDER

1. By way of this application under Section 482 of the Code of Criminal Procedure, 1973, the applicant has prayed to quash and set aside the FIR being Proh. CR No.305 of 2019 registered with Talaja Police Station for the offences under the provisions of the Prohibition Act and all the consequential proceedings arising therefrom.
2. Heard learned advocates for the parties.
3. Other accused who have allegedly played higher role in commission of offence have been acquitted and concerned learned JMFC recorded acquittal of the other accused on the ground that prosecution has failed to prove allegations levelled in the FIR.

4. In view of above, putting present applicant in trial would be absurd.

5. In the result, the application is allowed. The impugned FIR being Proh. CR No.305 of 2019 registered with Talaja Police Station as well as all consequential proceedings initiated in pursuance thereof are hereby quashed and set aside qua the applicant herein. Rule made absolute to the aforesaid extent. Direct service is permitted.

SHEKHAR P. BARVE

(J. C. DOSHI,J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: SHEKHAR PRAFULBHAI BARVE(HC00200), Principal Pvt. Secretary, at High Court of Gujarat on 02/05/2025 14:40:38