

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 3875 of 2026

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AMOL RANGARAV PATIL
Versus
STATE OF GUJARAT & ANR.

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Appearance:
LEARNED SENIOR ADVOCATE MR NIRUPAM D NANAVATY WITH MR
YASH N NANAVATY(5626) for the Applicant(s) No. 1
PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 21/07/2026

ORAL ORDER

1. Learned Senior Advocate Mr. N. D. Nanavaty for the applicant submits that the allegations made in the FIR as well as material collected during the charge-sheet reveal that the deceased, who was serving as a Peon on a daily-wage basis, has sent a video recording to one friend, Nileshe, prior to committing the suicide, alleging harassment and torturing at the end of the present applicant on the ground that the applicant was having an illicit relationship with a co-employee, which was in the knowledge of the deceased and that, for this reason, the deceased was harassed. It is submitted that with regard to the allegation of illicit relationship with the co-employee, the statement recorded during the course of investigation does not

support the same. It is further submitted that the allegation is that the present applicant was asking the deceased to perform the cleaning work properly and utilize the working hours for the purpose of carrying out his duties properly. It is further submitted that if this type of allegation would be considered as an abetment to commit suicide, then no superior officer would be safe who instructed the deceased to discharge his duty in a proper manner.

2. It is submitted that even the investigating papers reveal that the deceased was initially employed as a full-time employee. Subsequently, as he was not possessing 10th qualification, he was asked to join as a part-time employee, which initially he denies and subsequently, he agreed for the same. It is further submitted that statement further reveals that as he was employed as a half-time employee and was getting Rs.8,000/-, it was difficult for the deceased to manage his expenses. It is submitted that in fact, the present applicant himself had recommended the deceased to one witness, Sanjay, who was a teacher, to see that the deceased would complete the 10th standard and would get the proper job as a government employee.

3. Learned Senior Advocate Mr. Nanavaty relies on the

decisions rendered by the Hon'ble Apex Court in the cases of (i) **Mahendra Awase V/s. The State of Madhya Pradesh** reported in **(2005) 4 SCC 801**, (ii) **Ayyub & Ors. V/s. State of Uttar Pradesh & Anr.** reported in **2025 INSC 168**, (iii) **Patel Babubhai Manohardas & Ors. V/s. State of Gujarat** reported in **2025 Live Law (SC) 288**, (iv) **Abhinav Mohan Delkar V/s. The State of Maharashtra & Ors.** reported in **2025 LiveLaw (SC) 812**, (v) **Nipun Aneja & Others V/s. State of Uttar Pradesh** reported in **2024 INSC 767**, (vi) **Mohit Singhal & Anr. V/s. The State of Uttarakhand & Ors.** reported in **2023 INSC 1032**, (vii) **Prakash Chandulal Patel V/s. State of Gujarat & Anr. passed in CR.MA No.6506 of 2022**, (viii) **Sanjay Kanakmal Agrawal V/s. The State of Gujarat passed in CR.MA No.19305 of 2020**, (ix) **Maheshbhai Dhirubhai Darji V/s. State of Gujarat & Anr. passed in CR.MA No.25398 of 2017**, (x) **Shabbir Hussain V/s. The state of Madhya Pradesh & Ors. passed in Special Leave to Appeal No.7284 of 2017** and (xi) **A. K. Chaudhary V/s. State of Gujarat** reported in **2005 LawSuit (Guj) 593** and submitted that there is no direct nexus between the act of the present applicant and the commission of suicide and in that background, it cannot be said that the present applicant in any manner has instigated the deceased for commission of

suicide.

4. Considering the above submissions, notice returnable on 07.09.2026.

Ad-interim relief in terms of para 9B of this application be granted.

Direct service is permitted through concerned police station for the respondent No.2.

Vikramsinh Amarsinh

(M. K. THAKKER,J)