

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE  
FIR/ORDER) NO. 4379 of 2026**

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BHURABHARTI KAILASHBHARTI GOSWAMI  
Versus  
STATE OF GUJARAT & ANR.

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**Appearance:**

MR AMIT M NAIR(5895) for the Applicant(s) No. 1  
VINIT A NAIR(9627) for the Applicant(s) No. 1  
MS. KRINA P. CALLA, APP for the Respondent(s) No. 1

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**CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS****Date : 10/04/2026****ORAL ORDER**

**1.** Heard Mr. Amit M. Nair, learned advocate appearing for the applicant and learned APP Ms. Krina Calla appearing for the respondent No.1 - State. Perused the entire materials on record along with the impugned FIR as well as the original investigation papers.

**2.** It *prima facie* appears that the impugned complaint was filed by the father of the deceased, who himself is a retired Police Officer. It appears that the deceased was serving as a Head Constable at the Ghogha Police Station, District Bhavnagar, and was on a sick leave during the period from 25.11.2025 to 07.01.2026. It is alleged that the applicant, who is the Incharge Officer of the Ghogha Police Station, had insisted the deceased to resume his duties and issued two show-cause notices to him. It also appears that the applicant was also insisting to complete the investigations which were pending for

various offences.

**3.** In the considered opinion of this Court, the said grounds cannot be considered as instigation or enticement. Considering the material on record, it appears that the deceased was undertaking treatment from Dr. Keyur Parmar for alcoholism, and he was suffering from anxiety, sleeplessness and depression. Further, it appears that there is no evidence on record to suggest as to what had happened soon before the incident, which led the deceased to commit suicide. It is pertinent to note that the complainant, who himself is a retired Police Officer, has not made any representation to any of the superior Police Officer regarding any harassment or torture exerted upon his deceased son. Considering all the aforesaid, the Court is of the considered opinion that the elements constituting the offence of abetment are lacking.

**4.** In view of the aforesaid, issue **NOTICE** to the respondents, making it returnable on **10.06.2026**.

**5.** Learned APP Ms. Krina Calla waives service of notice for and on behalf of respondent No.1 - State.

**6.** In the meantime, let there be an ad-interim relief in terms of paragraph 9.B qua the present applicant, till the next date of hearing.

**(VIMAL K. VYAS, J)**

AMAR SINGH