

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 2362 of 2026****KALPESHBHAI UTTAMBHAI MAHYAVASNHI & ORS.****Versus****STATE OF GUJARAT & ANR.****Appearance:****MR KUNAL S SHAH(5282) for the Applicant(s) No. 1,2,3****MR. H.K.PATEL, APP for the Respondent(s) No. 1****CORAM: HONOURABLE MR. JUSTICE M. R. MENGDEY****Date : 23/02/2026****ORAL ORDER**

1. Learned Advocate appearing for the Petitioners submit that the marriage between the Petitioner No.1 - Kalpeshbhai and Respondent No.2 - Krutiben had taken place in the year 2006. Thereafter the Respondent No.2 started living adulterous life and she was having illicit relationship with the other person.

2. Learned Advocate for the Petitioners has also taken this Court through the photographs placed on record indicating illicit relationship between the Respondent No.2 and the third person. He further submitted that prior to lodging of the present FIR, the Respondent No.2 herein had submitted a complaint with the Mahila Police Station at Surat City, wherein, the concerned police authorities had recorded the statement of the present Petitioners and thereafter the Respondent No.2 had given statement before the police authorities that she did not want to pursue the complaint any further and thereafter the present FIR has been filed.

3. Having regard to the aforesaid aspects, issue Notice, returnable on 23.06.2026. No coercive steps shall be taken against the Petitioners till the next date of hearing. DS Permitted.

(M. R. MENGDEY,J)

J.N.W / 6