

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 3069 of 2024**

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BABUBHAI BHATHIBHAI PARMAR & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR CP CHAMPANERI(5920) for the Applicant(s) No.

1,10,11,12,13,14,2,3,4,5,6,7,8,9

MS JYOTI BHATT, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR**Date : 11/07/2025****ORAL ORDER**

1. Heard learned advocates for the respective parties. Learned APP has produced a report prepared by Police Inspector of Vaso Police Station, District Kheda. The same is taken on record.

2. By way of this application under Section 528 of the BNSS, the applicants have prayed to quash and set aside the complaint being **C.R. No.11204065230315 of 2023 registered with Vaso Police Station, Kheda** as well as all the consequential proceedings arising therefrom.

3. Prima facie, it appears from the record and the report produced by the learned APP that a charge-sheet has been filed, and the case has culminated into Criminal Case No. 1775 of 2024. There is no evidence on record to suggest any instigation, as defined under Section 107 of the Indian Penal Code, on the part of the present applicants, nor is there any material

indicating a proximate cause linking the applicant to the act of suicide committed by the deceased. In the absence of any overt act or instigation, and in the absence of the essential ingredients and proximate cause for the alleged abetment of suicide, the matter requires consideration.

4. Hence, issue **Rule**, returnable on 23.09.2025. Learned APP waives service of notice of Rule for the respondent-State. Respondent No.2 be served through concerned police station.

5. In the meantime, interim relief in terms of **para 8(BB)** is granted. Direct service is permitted.

(HASMUKH D. SUTHAR,J)

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