

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 5450 of 2026**

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RAHUL BALKRISHNA PATOLE (MARATHI)
Versus
STATE OF GUJARAT & ORS.

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Appearance:

LEARNED SENIOR ADVOCATE MR. DEVANG VYAS ASSISTED BY
MR.RUTURAJ NANAVATI(5624) for the Applicant(s) No. 1
MR. HARSHIL G BHAVSAR(11263) for the Applicant(s) No. 1
MR. MANAN MAHETA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS

Date : 20/03/2026

ORAL ORDER

1. Heard learned senior advocate Mr. Devang Vyas assisted by Mr. Ruturaj Nanavati, learned advocate appearing for the applicant and learned APP Mr. Manan Maheta appearing for the respondent No.1- State.
2. Perused the entire material placed on the record along with the impugned FIR, the charge-sheet papers as well as the original investigation papers produced by the Investigating Officer.
3. It prima facie appears that the present applicant is not named in the FIR and he has been arraigned as an accused only on the basis of statement of the co-accused, namely, Bharat Parmar.
4. It also prima facie appears that the co-accused- namely, Bharat Parmar has sold one sim card to the present applicant, having special number i.e. 9619622222, which is registered with the

Pan Card, Bank Account and Aadhar Card of the applicant. Except the aforesaid, there is no incriminating evidence on record suggesting involvement of the present applicant in the alleged offence ether-way.

5. Issue **NOTICE** to the respondents, making it returnable on 10.04.2026.

6. Learned APP Mr. Manan Maheta waives service of notice for and on behalf of the respondent no.1 - State of Gujarat.

7. In the meantime, let there be an ad-interim relief in terms of paragraph no.11-C qua the present applicant, till the next date of hearing.

(VIMAL K. VYAS, J)

prk