

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 5108 of 2025**

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KISHORBHAI SAVJIBHAI MISTRY & ANR.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR PRATIK Y JASANI(5325) for the Applicant(s) No. 1,2

MR UTKARSH SHARMA, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE DIVYESH A. JOSHI****Date : 12/03/2025****ORAL ORDER**

1. Mr. Pratik Jasani, learned advocate for the applicants submits that the FIR is filed against total 03 persons and the applicants herein are the father-in-law and mother-in-law. If the Hon'ble Court would make cursorily glance upon the body of FIR, in that event, the allegations levelled against the applicants are vague and general in nature. He further submits that the marriage of their son was solemnized on 27.01.2024 and after solemnization of marriage, the son of the present applicant went Canada and since then, he is residing there.

2. Considering the above-stated factual aspects of the matter and considering the law laid by the Hon'ble Apex Court in the case of ***Achin Gupta v. State of Haryana and Another***, reported in ***(2024) 4 Supreme 347***, there is merit in the application. Hence, **Issue Notice** to the respondents,

returnable on **12.06.2025**. Learned Additional Public Prosecutor waives service of notice for and on behalf of the respondent -State of Gujarat.

The investigation may proceed further in accordance with law, however, no coercive steps be taken against the applicants.

Direct service is permitted.

A. B. VAGHELA

(DIVYESH A. JOSHI,J)