

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 5688 of 2026**

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RAJUBHAI BABUBHAI SOLANKI & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR YOGIN A BHAMBHANI(6444) for the Applicant(s) No. 1,2,3,4,5,6

MR. ROHAN SHAH, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE DIVYESH A. JOSHI

Date : 27/04/2026**ORAL ORDER**

Learned advocate Mr. Yogin A. Bhambhani appearing for the applicants submits that Respondent No. 2 – original complainant and Applicant No. 1 are husband and wife and that their marriage came to be solemnized as per Hindu rites and rituals in the year 2009. It is submitted that since then, they have been residing together as husband and wife. At the outset, learned advocate states that he does not press the present application qua Applicant No. 1.

He further submitted that pursuant to the registration of the F.I.R., the investigation came to be undertaken and upon completion thereof, the Investigating Officer has filed the charge-sheet before the competent Court. Learned advocate for the applicant seeks permission to place on record the entire compilation of the charge-sheet.

He further submits that so far as the remaining applicants – who are family members are concerned, only general and vague allegations have been levelled against them. It is also submitted that the matrimonial life spans over a period of more than 15–16 years.

Having heard the learned advocate for the applicants and having considered the above-stated factual aspects of the matter, this Court is of the view that the applicants have made out a prima facie case for grant of protection, as the issues involved in the present matter appear to be squarely covered by the decision of the Hon'ble Apex Court in *Achin Gupta vs. State of Haryana* decided on 03.05.2024.

Hence, Issue **NOTICE** making it returnable on **04.08.2026**.

Learned APP waives service of notice for and on behalf of Respondent No. 1 – State.

In the meantime, there shall be ad-interim relief in terms of paragraph 11B.

Direct service through the concerned Police Station is permitted.

(DIVYESH A. JOSHI,J)

GARVITA