

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 5673 of 2025**

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DHIRUBHAI MAGANBHAI DHARDUSHIYA
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR NIKUNJ SAVALIYA(12918) for the Applicant(s) No. 1
MR RATILAL V SAKARIA(6613) for the Applicant(s) No. 1
MS JYOTI BHATT, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE DIVYESH A. JOSHI**Date : 09/04/2025****ORAL ORDER**

Learned advocate for the applicant submits that respondent No.2 - original complainant has filed FIR against total six accused persons and applicant is shown as accused No.6. He further submits that pursuant to the registration of the FIR, investigation commenced and ultimately at the end of the day, charge-sheet came to be filed by the investigating agency before the concerned Court. He further submits that applicant is not the family member of other co-accused and respondent No.2 - original complainant and therefore the basic, requisite and essential ingredient to invoke the provisions of Section 498A of the IPC could not be said to have been made out against the present

applicant.

In view of the aforesaid submissions, issue notice to the respondents, making it returnable on 28.07.2025. Learned APP waives service for respondent No.1 - State.

In the meantime, ad-interim relief in terms of para 6(C) is granted.

(DIVYESH A. JOSHI,J)

LAVKUMAR J JANI