

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 8439 of 2026**

=====

RAJVEER PARAS ODEDARA

Versus

STATE OF GUJARAT

=====

Appearance:

MRS. KRISHNA H. GORANIYA(19677) for the Applicant(s) No. 1

MS VIBHUTI K JADEJA(14009) for the Applicant(s) No. 1

PUBLIC PROSECUTOR for the Respondent(s) No. 1

=====

CORAM:**HONOURABLE MRS. JUSTICE M. K. THAKKER**

Date : 16/04/2026

ORAL ORDER

1. The present application is filed for quashment of the FIR No.11191031250684 of 2025 registered under the Arms Act.
2. Heard learned advocate Mr. Darshan M. Varandani for the applicant.
3. It is submitted by the learned advocate Mr. Varandani that the blank cartridge were purchased on online via eBay following an Instagram advertisement displaying items visually identical to those appearing in PUBG. It is further submitted that the applicant is acted in honest belief that they were harmless replicas / toys for entertainment / gaming purposes only. It is further submitted that it is not case of the prosecution that he utilised or transferred the blank cartridge, the order was placed

purely out of curiosity for gaming purpose not knowing the real contents of the same. Thus lacking the element of intention, consciousness or mental knowledge of keeping under possession an illegal item. It is further submitted that the essential ingredients of conscious possession are not satisfied, which are required to establish an offence under Sections 2(1)(b) and 2(1)(c), read with Sections 25(1)(d) and 25(1B)(a) of the Arms Act, which define 'ammunition' and 'arms'. It is submitted that applicant had cooperated throughout the inquiry which is held under Section 108 of the Customs Act and his statement was also record. It is submitted that no further action ensued from customs registering an FIR nearly nine months later constitutes abuse of process. It is also further submitted that the applicant has no criminal history neither having any connection with any such person.

4. Considering the above submissions, notice returnable on 27.07.2026.

Ad-interim relief in terms of para 13(C) of this petition be granted.