

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 7530 of 2026

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INAYAT IBRAHIM MANSURI & ANR.
Versus
STATE OF GUJARAT & ANR.

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Appearance:
MR KISHAN K NAYI(13080) for the Applicant(s) No. 1,2
RONAK RAWAL, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 17/04/2026

ORAL ORDER

1. The present application is filed for quashing of the FIR No.11199039250310 of 2025 registered with Palej Police Station, Bharuch for the offences punishable under Sections 115(2), 75(1) (I), 352, 54, 351(2) of BNS and 3(1) (w) (i), 3(2) (v-a) of Atrocity Act and 8 and 10 of POCSO Act.
2. Learned advocate Mr. Kaushik Barot is permitted to file his vatalatnma and registry is directed to accept the same.
3. At the outset, it is submitted that during the pendency of the proceedings, the matter has been amicably resolved between the parties, as there was a dispute between the brother and sister with regard to the property, which was subsequently converted into the impugned FIR.

4. Learned advocate Mr. Kaushik Barot, appearing for the complainant, has placed on record the affidavit filed by the complainant–wife and the victim, which is ordered to be taken on record.

5. Considering the averments made in the application, as well as the fact that though serious allegations under the POCSO Act and the Atrocity Act are made, the dispute was with regard to the property between the complainant and his sister, as well as taking into consideration the decisions rendered by the Hon'ble Supreme Court in the cases of '**Gian Singh Vs. State of Punjab & Anr.**', reported in (2012) 10 SCC 303, '**Madan Mohan Abbot Vs. State of Punjab**', reported in (2008) 4 SCC 582, '**Nikhil Merchant Vs. Central Bureau of Investigation & Anr.**', reported in 2009 (1) GLH 31, '**Manoj Sharma Vs. State & Ors.**', reported in 2009 (1) GLH 190 and '**Narinder Singh & Ors. Vs. State of Punjab & Anr.**', reported in 2014 (2) Crime 67 (SC), it appears that further continuation of criminal proceedings in relation to the impugned FIR against the applicant would be unnecessary harassment to the applicant. I have also considered the latest decision of the Hon'ble Supreme Court in the case of '**Parbatbhai Aahir @ Parbatbhai Bhimsinhbhai Karmur and others v. State of**

Gujarat', Criminal Appeal No.1723 of 2017, dated 4.10.2017 and the guidelines issued by the Hon'ble Supreme Court in the said decision, particularly Paragraph-15, thereof. Considering the nature of disputes between the parties which are all private in nature, I am of the opinion that the matter requires consideration. It appears that the trial would be futile and further continuance of the proceedings pursuant to the impugned FIR would amount to abuse of process of law and hence, to secure the ends of justice, the impugned FIR is required to be quashed and set aside in exercise of powers conferred under Section 482 of the Code.

6. Resultantly, this application is allowed and the impugned FIR No.11199039250310 of 2025 registered with Palej Police Station, Bharuch is hereby quashed and set aside qua the applicants only. Consequently, all other proceedings arising out of the aforesaid F.I.R. are also quashed and set aside qua the applicants. Accordingly, Rule is made absolute. Direct service is permitted.

Vikramsinh Amarsinh

(M. K. THAKKER,J)