

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 4372 of 2026**

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BHANUSHANKAR VITHALBHAI BORISAGAR
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR ASHISH M DAGLI(2203) for the Applicant(s) No. 1

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

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY

Date : 22/06/2026**ORDER**

Learned advocate appearing for the petitioner submitted that the petitioner at the relevant time was working as Police Sub Inspector and it is alleged against him that during the course of investigation, he had beaten the first informant and therefore, process has been issued by the learned Magistrate for the offence punishable under the provisions of Sections 324 and 506(2) of the Indian Penal Code, 1860. He further submitted that however, before issuing process, the sanction under Section 197 of the Cr.P.C. has not obtained.

In that view of the matter as well as in view of the judgment rendered by the Hon'ble Apex Court in case of **Gurmit Kaur v. Devender Gupta and Another reported in (2025) 5 SCC 481**, issue Notice returnable on 16.9.2026.

Ad-interim relief in terms of Para 6(C) is granted till then.

(M. R. MENGDEY,J)

Manshi