

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 8180 of 2026**

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SANKETKUMAR BABUBHAI PARMAR

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR MA KHARADI(1032) for the Applicant(s) No. 1

UMARFARUK M KHARADI(8155) for the Applicant(s) No. 1

PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 29/04/2026

ORAL ORDER

1. Heard learned advocate Mr. U.M. Kharadi appearing on behalf of the applicant.
2. Learned advocate Mr. Kharadi, submits that the engagement of the present applicant was solemnized with the complainant and ceremonies were also performed on 06.04.2025. It is submitted that the date of marriage was also fixed i.e. 12.02.2026. During the process of pre-wedding photography, the applicant and the complainant indulged in a physical relationship. It is submitted that, as per the allegations, the applicant and the complainant had also

indulged in such a relationship prior to that. It is submitted that thereafter, on 26.01.2026, there was a heated conversation between the present applicant and the complainant during a whatsapp video call, following which the applicant decided not to marry the complainant.

3. It is submitted that, in this background, it cannot be said that the applicant committed an offence under Section 69 of the BNS, 2023, as it was not a case where the applicant had no intention to marry the complainant at the time of indulging in the sexual relationship.
4. Considering the above submissions, issue **Notice** to the respondents, making it returnable on **25.06.2026**.
5. Meanwhile, no coercive steps be taken against the applicant, however, the investigation shall continue.
6. Direct service through concerned police station is permitted.

(M. K. THAKKER,J)

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