

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 4857 of 2024**

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UDAY POPATBHAI BOKHIRIYA THRO POA RANUBHAI KARSHANBHAI
ODEDARA

Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR CHINTAN S POPAT(5004) for the Applicant(s) No. 1
PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE DIVYESH A. JOSHI

Date : 24/02/2025

ORAL ORDER

Learned advocate Mr. Chintan Popat appearing for the applicant got married with the respondent No.2 on 17.12.2023, and after the marriage they started residing as husband and wife. However, thereafter, matrimonial disputes have been cropped up between them which led the respondent-wife to file the impugned FIR. However, after the registration of the FIR, both the applicant-husband and the respondent-wife decided to part their ways. Therefore, the preferred a mutual consent divorce deed before the Family Court, pursuant to which, the verification of the complainant-wife also came to be recorded, however, thereafter, she did not turn up, and as such, in the absence of the respondent-wife, the said suit for mutual divorce was withdrawn by the applicant. Thus, it seems that just with a view to harass the present applicant, the false and fabricated complaint has been filed by the respondent-wife.

Considering the above, issue Notice, making it returnable on 23.04.2025.

Till then, let there be an ad-interim order in terms of Para-5(BB).

Direct service is permitted.

(DIVYESH A. JOSHI,J)

VAHID