

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
5253 of 2025

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PARMAR LAGDHIRSINH SABARSINH (LACKYBHAI)
 Versus
 STATE OF GUJARAT & ANR.

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Appearance:

MR DHAVAL J MAKWANA(12857) for the Applicant(s) No. 1
 MR PRATEEKKUMAR A PARMAR(12856) for the Applicant(s) No. 1
 MR ROHAN RAVAL, APP for the Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE M. R. MENGDEY

Date : 18/11/2025

ORAL ORDER

1. Issue Notice returnable on 05.03.2026. Learned APP waives service of Notice on behalf of respondent – State.

2. As per the case of the prosecution, the present petitioner and the other co-accused had allegedly made phone calls to the deceased for recovery of the money which had been borrowed by him from one of the accused. The Co-ordinate Bench vide its order dated 04.09.2025 passed in Special Criminal Application No.12069 of 2025 qua-the other co-accused had made following observations:

“5. Considering the facts and circumstances of the case, there is no evidence on record to suggest any instigation, as defined under Section 107 of the Indian Penal Code, on the part of the present applicant, nor is there any material indicating a proximate cause linking the applicant to the act of suicide committed by the deceased. In the absence of any overt act or instigation, and

in the absence of the essential ingredients and proximate cause for the alleged abetment of suicide and in view of the judgment passed by the Hon'ble Apex Court in the case of Mohit Singhal Vs. State of Uttarakhand, reported in 2023 INSC 1035, the matter requires consideration.”

3. Having regard to these aspects, Interim Relief in terms of Para-6(C) is granted till then.

AHS

(M. R. MENGDEY,J)