

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
5796 of 2026**

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BHARVAD DIVYESHBHAI GOVINDBHAI
Versus
STATE OF GUJARAT

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Appearance:

MR KAMLESH S KOTAI(6150) for the Applicant(s) No. 1
MR KANVA ANTANI, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY**Date : 06/05/2026****ORDER**

1. Present application is preferred by the petitioner under Article 227 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking quashing of the order dated 05.02.2026 in Criminal Case No.11993 of 2025 passed by the learned 9th Additional Judicial Magistrate First Class, Mahesana.

2. Heard learned Advocate for the petitioner and learned APP for the Respondent – State. Learned Advocate Mr. Manish J. Patel appears and states that he has received instructions to appear on behalf of the Respondent No.2 (Original Complainant). Registry to accept the Vakalatnama of learned Advocate Mr. Manish J. Patel and place it on record.

3. Rule. Learned APP waives service of notice of Rule for and on behalf of the respondent – State. Learned advocate Mr. Manish J. Patel appearing for the Respondent No.2 (Original

Complainant) waives service of notice of Rule for the Respondent No.2 (Original Complainant).

4. Learned Advocate for the petitioner has submitted that the matter has been amicably settled between the parties and they are now not willing to proceed with the complaint any further.

5. Learned Advocate Mr. Manish J. Patel appearing on behalf of Respondent No.2 (Original Complainant) has placed on record duly sworn in Affidavit dated 05.05.2026. The same is ordered to be taken on record. Learned Advocate has submitted that matter has been amicably settled between the parties and there is no objection if present application is allowed.

6. Considering averments made in the Affidavit as also the submissions made by the learned Advocates for the respective parties, the present application deserves to be allowed and is hereby allowed. The the order dated 05.02.2026 in Criminal Case No.11993 of 2025 passed by the learned 9th Additional Judicial Magistrate First Class, Mahesana and all other consequential proceedings arising there from are hereby quashed and set aside.

Rule is made absolute.

AHS

(M. R. MENGDEY,J)