

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 7246 of 2025**

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RUSHI @ RAVI BHARATBHAI GANDHI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR HITESH L GUPTA(3937) for the Applicant(s) No. 1
MR NAYAN L GUPTA(11798) for the Applicant(s) No. 1
MS SHRUTI PATHAK, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR

Date : 23/06/2025

ORAL ORDER

- 1) Leave to amend. Heard Mr. Gupta, learned counsel for the petitioner and Ms. Pathak, Id. APP for the respondent State.
- 2) By way of this petition, the petitioner has prayed for quashing and setting aside the **FIR being C.R.No. 11196017250210 of 2025 registered at Panigate Police Station, Vadodara**, for the offence under Sections 69 and 115(2) of BNS as well as other consequential proceedings arising therefrom.
- 3) Learned Counsel for the petitioner has submitted that, the petitioner is falsely roped in the offence and has not committed any offence as alleged against him. In fact, there was love affair between the complainant and petitioner and relationship was consensual in nature. Allegation against the petitioner is that, under the pretext of marry, the petitioner has made physical relationship with the complainant during August, 2024 to February, 2025. FIR is filed after a delay of 2 months. The complainant is 33 years old major lady. It is also submitted that, when the petitioner came to know that the complainant and her family members are trying to implicate the family of the petitioner into rape case, the petitioner and his family members have submitted a written representation dated 29.03.2025 before Police

Commissioner, Vadodara.

4) In view of the facts of the case, more particularly the complainant is major and relationship was consensual in nature, petition deserves consideration. Hence, **Rule**, returnable on **14.08.2025**. Ld. APP waives Rule for the respondent State.

5) Meanwhile, **ad-interim relief in terms of para 22(B)** is granted. Respondent No.2 to be served through the concerned Police Station.

(HASMUKH D. SUTHAR,J)

SUCHIT