

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 7063 of 2025**

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VINODBHAI NARANBHAI PATEL & ANR.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR KISHAN N BRAHMBHATT(11382) for the Applicant(s) No. 1,2

MR NILESH S BRAHMBHATT(11421) for the Applicant(s) No. 1,2

MS SHRUTI PATHAK, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR****Date : 29/07/2025****ORAL ORDER**

1. By way of this petition, the petitioners have prayed for quashing and setting aside the **FIR being C.R. No. 11214070250206 of 2025 registered at Bardoli Rural Police Station, Surat**, for the offence under Sections 85, 115(2), 351(3) and 54 of BNS and Section 4 of the Dowry Act as well as other consequential proceedings arising therefrom.

2. Learned counsel has submitted that, the petitioners have been falsely roped in the offence and have not committed any offence as alleged against them. The petitioner No.1 is husband and No.2 is brother in law of respondent No.2. Petitioners are residing abroad. Allegations levelled against the petitioners are general in nature. Allegation levelled against the petitioner No.2 is that, he used to instigate petitioner No.1 to take divorce and used to make taunt upon respondent No.2, except this, no role is attributed qua him.

3. In view of the facts of the case as well as the law laid down by the Hon'ble Supreme Court in the case of **Achin Gupta Vs. State of Haryana & Anr. Reported in 2024 INSC 369**, petition deserves consideration. Hence, **Rule**, returnable on **06.10.2025**. Ld. APP waives Rule for the respondent

State.

4. Meanwhile, **ad-interim relief in terms of para 9 (C)** is granted **qua petitioner No.2**. Respondent No.2 to be served through the concerned Police Station.

SUCHIT

(HASMUKH D. SUTHAR,J)