

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
7374 of 2026

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SANDIPBHAI NAGINBHAI PARMAR
 Versus
 STATE OF GUJARAT & ANR.

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Appearance:
 MR K I KAZI(5030) for the Applicant(s) No. 1
 MS MAITHILI MEHTA, ADD. PUBLIC PROSECUTOR for the Respondent(s)
 No. 1

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CORAM: HONOURABLE MR. JUSTICE D.N. RAY

Date : 27/05/2026

ORAL ORDER

1. I have perused the Annexure-‘C’, the affidavit of the daughter of the complainant, who was admittedly 18 years on the date of the said affidavit. She has categorically stated the following:-

“1. The applicant / accused is aged about 20 years (date of birth: 27.02.2006) and studied up to 12th STD and daughter of the complainant namely Shilpa deponent herein is presently aged about 18 years (date of birth: 30.04.2008). Even, the applicant/accused herein and daughter of the complainant namely Shilpa- deponent herein are residing in the same locality. Earlier, both having good friendship and later on, the same friendship had turned into love relation. Even, entire villagers are also aware about love relation. Even, family members of

applicant/accused and daughter of the complainant namely Shilpa deponent herein were aware about love relation between them; however, family member of Shilpa deponent herein are not happy with this relationship and thus, complainant has pressurizing her daughter Shilpa deponent herein to get marry with another person though, there were love relation. Even, engagement of daughter of the complainant had also fixed on 08.03.2026 and other activities of engagement were also completed on 10.03.2026. Even, there is also pressure to get marry with another person by complainant upon Shilpa deponent herein and thus, both had flew away without permission of family members.

2. It is further submitted that the daughter of the complainant deponent herein had gone with the applicant/accused as per her will and also desire and there is no pressure to that effect.

3. The applicant/accused and Shilpa - deponent herein were in a long-standing consensual love relationship, well known to their families and villagers The complainant was opposing the relationship and had arranged her marriage with another person against her will. Due to coercion and pressure, both voluntarily left their homes and started residing together.

4. It is submitted that Shilpa - deponent herein accompanied the applicant/ accused out of her own free will, without any force, coercion, or inducement.

5. It is further submitted that since there were pressure to get marry with another person by

complainant, the applicant / accused and daughter of the complainant deponent herein does not have any other way out except to leave / flew away so as to get better thing for their own self.

6. *It is further submitted that presently, both applicant/ accused and daughter of the complainant deponent herein is residing with each other by executing a Live In Relationship agreement on dated 04.05.2026.*

7. *The relationship between the petitioner and the alleged victim is purely consensual between two majors, and therefore no offence is attracted."*

3. In the facts and circumstances, **Issue notice** to the respondents, returnable on **11.06.2026**. Ms. Maithili Mehta, learned APP waives service of notice for and on behalf of the respondent – State.

Let no coercive steps be taken against the present applicant till further orders.

A. B. VAGHELA

(D.N.RAY,J)