

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 7770 of 2025**

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BHAGWATSINH BHAWARSINH RAJPUT**Versus****STATE OF GUJARAT & ANR.**

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Appearance:**MS ARCHANABEN B GOSWAMI(8154) for the Applicant(s) No. 1****MR MAHENDRA U VORA(3034) for the Applicant(s) No. 1****MR MANAN MAHETA, APP for the Respondent(s) No. 1**

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR**Date : 26/08/2025****ORAL ORDER**

By way of this petition under Article 226 of the Constitution of India read with Section 528 of the BNSS, the petitioner has prayed to quash and set aside the FIR being **C.R. No.11191013250329 of 2025** registered with **Krishnanagar Police Station, Ahmedabad City** for the offences punishable under Sections 316(2), 318(4) and 351(2) of the Bharatiya Nyaya Sanhita, 2023 (for short "BNS") filed at the instance of respondent No.2 and all the consequential proceedings arising therefrom.

Having heard learned advocate for the petitioner and learned APP for respondent No.1 – State and perusing the record, it appears that the alleged offence took place during the period between 04.01.2017 to 10.04.2025 and complaint is filed belatedly on 05.05.2025 alleging that the complainant lent an amount of Rs.19 lakh to the petitioner and as and when the complainant demanded his money back, he has been threatened by the petitioner of dire consequences and in this regard, the impugned complaint is filed. It appears that impugned complaint has been filed solely for the

purpose of recovery of amount. Further, the petitioner has also approached the police authority against the complainant alleging that complainant is pressurizing him to extort more money than what was borrowed by the petitioner but police has not paid heed to the same.

In view of above, petition requires consideration. Hence, issue **RULE** returnable on **10.10.2025**.

Learned APP waives service of notice of Rule for the respondent No.1 – State.

Respondent No.2 to be served through the concerned police station.

Interim relief in terms of **paragraph No.7(B)** is granted however, the petitioner shall cooperate with the investigation.

Direct service is permitted.

(HASMUKH D. SUTHAR, J.)

Ajay