

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 13111 of 2026

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RAHULJI KHODAJI THAKOR
Versus
STATE OF GUJARAT & ANR.

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Appearance:
JIGNESHKUMAR M NAYAK(8558) for the Applicant(s) No. 1
MS.MONALI BHATT, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 22/06/2026

ORAL ORDER

- 1.** Learned advocate Mr.Jigneshkumar Nayak submits that as per the allegations made in the FIR the daughter of the complainant aged 17 years and 11 months eloped with the present applicant and subsequently the applicant got married with the victim. It is submitted that now both are residing happily together and having one child. Learned advocate Mr.Nayak relied on the marriage registration certificate and submitted that in view of the marriage of the victim, with the applicant, after attaining majority, the continuation of proceeding is nothing but abuse of process of law.
- 2.** This Court has referred the judgment of the Apex Court in the case of ***Mahesh Mukund Patel v. State of U.P.***

reported in 2025 SCC OnLine SC 614 and Mafat Lal v. State of Rajasthan reported in (2022) 6 SCC 589.

- 3.** In view of above submissions, let notice be issued making it returnable on 17.08.2026. Learned APP Ms.Bhatt waives service of notice on behalf of respondent-State.
- 4.** Ad-interim relief in terms of para 9(C) is granted.

ARCHANA S. PILLAI

(M. K. THAKKER,J)