

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR CONSENT QUASHING) NO.
14525 of 2026**

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PRAKASHKUMAR DINESHBHAI JAYSWAL THRO. HIS P.O.A HOLDER
HARDIKKUMAR DINESHBHAI JAYSWAL
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR DHARM K RAVAL(10689) for the Applicant(s) No. 1
MR. HITESHKUMAR R PARMAR(17660) for the Applicant(s) No. 1
MR MEET THAKKAR, PUBLIC PROSECUTOR for the Respondent(s) No. 1
MR ABHAY N NANDA for the Respondent No.2

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CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 15/07/2026

ORAL ORDER

Rule returnable forthwith. Learned APP Mr. Thakkar waives service of notice of Rule for and on behalf of respondent No.1-State. Learned advocate Mr.Nanda waives service of notice of Rule for and on behalf of respondent No.2-original complainant.

1. By way of filing the present application under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the applicant-accused has prayed to quash and set aside the FIR being C.R. No.11207028230204 of 2023 registered with Halol Town Police Station, Panchmahals for the offences punishable under Sections 498A and 114 of the Indian Penal Code and Sections 3 and 7 of Dowry Prohibition Act, as well as all consequential proceedings arising therefrom qua the applicants herein.
2. Considering the nature of the dispute involved in the present application and further considering the fact that the parties have amicably resolved their inter se dispute,

with the consent of the learned advocates appearing for the respective parties, the present application is taken up for final disposal.

3. Today, when the matter is called out, respondent No.2-original complainant is present before this Court through video conference and is identified by the learned advocate appearing on her behalf. Respondent No.2 has categorically stated that the dispute between the parties has been amicably settled and that she does not wish to proceed further with the impugned complaint.
4. At the outset, learned advocate Mr. Raval submitted that the matrimonial dispute between the husband and wife has been amicably resolved and that the complainant has given her no objection for quashment of the impugned FIR. Learned advocate Mr. Raval appearing for the applicants submitted that the dispute between the parties has been amicably resolved and the parties have decided to put an end to their grievances. It is submitted that, in view of the settlement arrived at between the parties, continuation of the criminal proceedings would amount to abuse of the process of law.
5. Learned advocate Mr. Nanda, appearing for respondent No.2, supported the aforesaid submissions and placed on record the affidavit filed by the original complainant, which is ordered to be taken on record.
6. The present application is opposed by the learned APP Mr. Thakkar appearing for the respondent-State.
7. The complainant, who is present before this Court, has categorically stated that the dispute has been amicably

resolved between the parties and that she has no objection if the impugned FIR is quashed. Thus, permitting the applicants to face the trial would be a futile exercise.

8. The respondent No.2 – original complainant has filed an affidavit stating that the dispute arose out of matrimonial discord between the husband and wife, which has now been amicably resolved. She has categorically stated that the settlement has been arrived at voluntarily, without any coercion or undue influence, that she does not wish to pursue the criminal proceedings any further, and has no objection if the impugned FIR and all consequential proceedings are quashed in the interest of justice. Affidavit filed by the respondent No.2 is taken on record.
9. Having heard the learned advocates appearing for the respective parties and considering the facts and circumstances of the case, as also taking into consideration the decisions rendered in **Gian Singh Vs. State of Punjab & Anr., (2012) 10 SCC 303; Madan Mohan Abbot Vs. State of Punjab, (2008) 4 SCC 582; Nikhil Merchant Vs. CBI & Anr., 2009 (1) GLH 31; Manoj Sharma Vs. State & Ors., 2009 (1) GLH 190; Narinder Singh & Ors. Vs. State of Punjab & Anr., (2014) 6 SCC 466; and State of Haryana Vs. Bhajan Lal, AIR 1992 SC 604**, this Court is of the opinion that continuation of the criminal proceedings pursuant to the impugned FIR would amount to abuse of the process of law and that no fruitful purpose would be served by permitting the prosecution to continue. Hence,

in order to secure the ends of justice, the impugned FIR and all consequential proceedings deserve to be quashed and set aside in exercise of powers under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

10. In the result, the present application is allowed. The FIR being C.R. No.11207028230204 of 2023 registered with Halol Town Police Station, Panchmahals, as well as all consequential proceedings arising therefrom, are hereby quashed and set aside qua the applicants.

11. Rule is made absolute accordingly. Direct service is permitted.

M.M.MIRZA

(M. K. THAKKER,J)