

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC. APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO.14724 of 2024

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MANISHKUMAR S/O. BHOJENDRAKUMAR GAMAR @ MANUBHAI S/O.
BHOJABHAI GAMAR & ORS.

Versus
STATE OF GUJARAT & ANR.

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Appearance :

MR PRAKASH G PANDYA for the Applicants.
for the Respondent No.2.

MS JYOTI BHATT, APP for the Respondent No.1.

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 31/07/2024
ORAL ORDER

Learned advocate Mr. Prakash G. Pandya points out that the present FIR is registered against the applicants as a counterblast to his earlier FIR registered against the complainant as the complainant was arraigned as accused No.2 in the said FIR registered on 24.4.2024 and Mr. Badhabhai Meglabhai Gamar is the complainant in the present FIR and as the applicants did not succumb to the request for compromise by the complainant in that FIR, the impugned FIR is filed. He further submits that even FIR is also registered after delay of 8 days and the same has been done as the applicant has made a written complaint in respect of an incident that happened prior to eight days and just to ensure that the family member of the applicant may not proceed further in respect of his complaint.

Considering the above submission, **issue notice to the**

respondents returnable on 11.9.2024. Learned Additional Public Prosecutor waives service of notice on behalf of respondent No.1 – State. Direct service to respondent No.2 through concerned Police Station is permitted.

In the meantime, there shall be ad-interim relief in terms of paragraph 8 (B) qua the applicants.

(NIRZAR S. DESAI,J)

SAVARIYA