

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 10289 of 2025**

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MEGHAL @ MEGHA W/O. RAJANBHAI JOLAPARA & ANR.
Versus
STATE OF GUJARAT & ANR.

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Appearance:

H P BAXI(9459) for the Applicant(s) No. 1,2
SHIVANI R MODI(9280) for the Applicant(s) No. 1,2
MR HARDIK MEHTA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR

Date : 05/08/2025
ORAL ORDER

1. Heard learned advocates for the respective parties.
2. By way of this application under Section 528 of the BNSS, the applicant has prayed to quash and set aside the complaint being **C.R. No.11208003250579 of 2025 registered with Gandhigram (2) Police Station University, Munjka, Rajkot for the** offence punishable under Sections 351(3) and 115(2) of the BNS as well as all the consequential proceedings arising therefrom.
3. It appears that Petitioner No. 2 is a practicing advocate having a lucrative and established practice. Upon perusal of the record, prima facie, it is evident that there is no material or iota of evidence to suggest that the petitioner has caused any injury to the complainant, nor is there any allegation of administering threats or causing alarm to the life or personal safety of the complainant. Furthermore, the contents of the complaint do not disclose the essential ingredients necessary to constitute any

cognizable offence against the petitioner. Even the essential ingredients of the sections invoked in the complaint are found to be conspicuously absent.

4. Considering the facts and circumstances of the case, issue requires consideration. Hence, Notice **returnable on 13.10.2025**. Learned APP waives service of notice for the respondent-State. Respondent No.2 be served through concerned police station.

5. Interim relief in terms of **para 13 (B)** is granted. Direct service is permitted.

ALI

(HASMUKH D. SUTHAR,J)