

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (DOMESTIC VIOLENCE) NO.
9759 of 2025**

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RAMDAS KALIDAS PRAJAPATI & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR MB RANA(2760) for the Applicant(s) No. 1,2,3,4

MS MAITHILI MEHTA, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR****Date : 17/07/2025****ORAL ORDER**

By way of present petition under Article 226 of the Constitution of India read with Section 528 of the BNSS, the petitioners have prayed for quashing of the proceedings of Criminal Misc. Application No.237/2025 pending before the learned 6th Additional Judicial Magistrate, First Class, Ahmedabad filed under the provisions of the Protection of Women from Domestic Violence Act, 2005.

Learned advocate for the petitioners has submitted that husband of respondent No.2 is not before this Court. Petitioner Nos.1 and 2 are father in law & mother in law respectively, petitioner No.3 is brother in law and petitioner No.4 is sister in law of respondent No.2, who are residing separately. Prior to filing of the impugned proceeding, a complaint being CR No.11191024240779 of 2024 came to be registered with Ramol Police Station, Ahmedabad City for the offences punishable under Sections 115(2), 85, 296(b), 54 and 351(3) of the Bharatiya

Nyaya Sanhita, 2023 and section 3 and 7 of the Dowry Prohibition Act on 15.08.2024 which came to be stayed by the coordinate Bench vide order dated 25.10.2024 passed by the Criminal Misc. Application (For Quashing) No.21092 of 2024 and thereafter the impugned proceeding is filed.

Considering the allegations levelled against the present petitioners, which are general in nature and the fact that husband is not before this Court, present petition deserves consideration.

RULE returnable on **24.09.2025**.

Learned APP waives service of notice of Rule for and on behalf of respondent No.1 – State of Gujarat.

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

There shall be **interim relief** in terms of **paragraph No.14(C)** of the petition ***qua* petitioners only**.

(HASMUKH D. SUTHAR, J.)

Ajay