

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
9444 of 2026

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CHANDUBHAI GANESHBHAI NAKIA & ORS.
Versus
STATE OF GUJARAT & ANR.

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Appearance:
MR DIPEN K DAVE(3296) for the Applicant(s) No. 1,2,3
MR PRANAV DHAGAT, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY

Date : 07/07/2026

ORDER

1. Present Petition is preferred by the Petitioner (Original Accused) under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, seeking quashing of FIR No.11211035260210 of 2026 registered with Muli Police Station, Surendranagar for the offences punishable under Sections 115(2), 117(2), 352, 351(3) and 54 of the Bharatiya Nyaya Sanhita, 2023 and Section 135 of the G.P.Act.

2. Heard learned Advocate for the Petitioner and learned APP for the Respondent – State. Learned Advocate Mr.Shubham Dave appears and states that he has received instructions to appear on behalf of Respondent No.2 – Original Complainant and he would be filing his appearance during the course of the day. Registry to accept the Vakalatnama.

3. Rule. Learned APP waives service of notice for and on behalf of the respondent – State and learned Advocate Mr.Shubham Dave waives service of Rule on behalf of the Original Complainant.

4. Learned Advocate for the Petitioner submitted that the matter has been amicably settled between the parties and they are now not willing to proceed

with the complaint any further.

5. Leaned Advocate appearing on behalf Original Complainant - , has placed on record the Affidavit dated 23.6.2026. She submitted that matter has been amicably settled between the parties and there is no objection if present Petition is allowed. The relevant paragraphs from the Affidavit reads thus:

“7. I say that I have no objection if this Hon'ble Court quashes and sets aside FIR CR No.11211035260210/2026 dated 10.06.2026 registered with Muli Police Station, District Surendranagar together with all consequential proceedings arising therefrom.

8. I respectfully state that continuation of criminal proceedings would not serve any useful purpose and would adversely affect the peace and harmony restored between the parties.

9. I therefore request this Hon'ble Court to allow the present Special Criminal Application and quash the impugned FIR along with all consequential proceedings.”

6. Considering averments made in the Affidavit as also the submissions made by the learned Advocates for the respective parties, the present Application deserves to be allowed and is hereby allowed. The FIR No.11211035260210 of 2026 registered with Muli Police Station, Surendranagar is hereby quashed and set aside qua the present Petitioners. Rule is made absolute.

Manshi

(M. R. MENGDEY,J)