

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 9561 of 2025**

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PATEL JAYANTIBHAI BHIKHABHAI & ORS.  
Versus  
STATE OF GUJARAT & ANR.

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Appearance:  
NANAVATI & CO.(7105) for the Applicant(s) No. 1,2,3  
NOTICE SERVED for the Respondent(s) No. 2  
MR MEET THAKKAR, APP for the Respondent(s) No. 1

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**CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY**

**Date : 24/12/2025**

**ORAL ORDER**

1. Though served, nobody appears for the respondent-original complainant.
2. From the record it appears that a gift-deed was executed on 30.03.2024 by four persons namely Govindbhai Keshavlal Patel, Amrutbhai Jethidas Patel, Hargovanbhai Sambhudas Patel and Dashrathbhai Shankardas Patel. As per the case of prosecution, on the said date, the Dashrathbhai Shankardas Patel was dead who had expired on 11.04.2021 and though, he was dead, a gift-deed came to be executed in his name. With these facts, the FIR in question came to be lodged. However, the sons of the said Dashrathbhai Shankardar Patel have submitted a declaration to the effect that the gift-deed has been executed and they have no objection against the said gift-deed being executed.
3. Having regard to these aspects, issue Rule returnable on 22.04.2026. Learned APP waives service of Notice of Rule on behalf of respondent – State.
4. Interim relief in terms of para 11(b) is granted till the next date of hearing.

AHS

**(M. R. MENGDEY,J)**