

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (DOMESTIC VIOLENCE) NO.
10331 of 2025

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NIKITABEN DASHRATHBHAI PATEL
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR KISHAN R CHAKWAWALA(9846) for the Applicant(s) No. 1
MR. SHYAM R CHAKWAWALA(17305) for the Applicant(s) No. 1
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 CRM.A. J 2521 of 2025 dated 17.04.2025 filed before the learned Judicial Magistrate First Class, Ahmedabad(Rural) under the Protection of Women from Domestic Violence Act, 2005 as well as all the consequential proceedings arising therefrom.
3. It appears that the present applicant is the sister-in-law of the complainant. It is further noted that the Coordinate Bench of this Hon'ble Court has stayed the proceedings initiated under Section 498A of the IPC against the present petitioners vide order dated 12.02.2025 passed in Special Criminal Application No. 2163 of 2025. It is alleged in the complaint that all the petitioners subjected the complainant to physical and mental harassment and also issued threats. The complainant was

allegedly verbally abused, physically assaulted, and continuously harassed, which ultimately led to the filing of the present FIR.

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

5. Interim relief in terms of **para 8 (b)** is granted. Direct service is permitted.

(HASMUKH D. SUTHAR,J)

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