

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**  
**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 10512**  
**of 2025**

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PRASHANTBHAI HARESHBHAI BHATTI & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR. IMRAN M HINGOLAJA(14150) for the Applicant(s) No.  
1,10,11,2,3,4,5,6,7,8,9

MS. ALVEERA S KACHARA(11935) for the Applicant(s) No.  
1,10,11,2,3,4,5,6,7,8,9

MR ROHAN SHAH, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR**

**Date : 28/07/2025**  
**ORAL ORDER**

Learned Advocate for the petitioners does not press the present petition **qua petitioner no.1** – husband of the complainant.

By way of present petition under Article 226 of the Constitution of India and under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, the petitioners have sought quashing of FIR being CR No.11213020250294 of 2025 registered with Jamkandorna Police Station, Rajkot Rural filed at the instance of respondent No.2.

Learned advocate for the petitioners has submitted that the petitioner nos.2 to 11 are distant relatives. The incident took place on 25.12.2024 and the complaint is filed belatedly after 7 months. There are allegations against the husband whereas allegations against other petitioners are general in nature. The complainant to show gravity made allegations against the entire family and distant relatives. The allegation against mother-in-law, father-in-law and sister-in-law is general which is not amount to cruelty. The sister-in-law, brother-in-

law including minor cousin are accused. They reside separately in Jetpur and Jamnagar.

Considering the aforesaid fact and the law laid down by the Hon'ble Supreme Court in the case of **Preeti Gupta and another vs. State of Jharkhand and another [(2010) 7 SCC 667]**; **Achin Gupta vs. State of Haryana** reported in **2024 INSC 369**; **Geeta Mehrotra and Anr. vs. State of Uttar Pradesh & Anr.** reported in **(2012)10 SCC 741**; **Kahkashan Kauar @ Sonam & Ors. vs. State of Bihar and Ors.** reported in **2022 LiveLaw (SC) 141** and **Mahalakshmi & Ors. vs. The State of Karnataka & Anr.** reported in **2023 INSC 1050**, petition deserves consideration.

Hence, **RULE** returnable on **07.10.2025**.

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

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

There shall be **no coercive steps against the petitioner nos.2 to 11**, however, they shall join the investigation.

Direct service is permitted.

**(HASMUKH D. SUTHAR,J)**

ANKIT