

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 11017 of 2025**

=====

GOPALBHAI SHAMJIBHAI KACHA & ORS.

Versus

STATE OF GUJARAT & ANR.

=====

Appearance:

K T BELADIYA(9101) for the Applicant(s) No. 1,2,3,4,5,6,7

MR TIRTHRAJ PANDYA, APP for the Respondent(s) No. 1

=====

CORAM:**HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR****Date : 21/08/2025****ORAL ORDER**

1. By way of this petition, the petitioners have prayed for quashing and setting aside the **FIR being C.R.No. 11208001250012 of 2025 registered at Mahila Police Station, Rajkot City**, for the offence under Sections 85, 54 and 352 of BNS as well as other consequential proceedings arising therefrom.

2. Learned counsel has submitted that, the petitioners are falsely roped in the offence and have not committed any offence as alleged against them. The petitioner No.1 is husband and petitioner Nos.2 to 7 are residing separately. Allegations levelled against the petitioners are general in nature. It is also submitted that marriage span is of 12 years.

3. In view of the facts of the case as well as the law laid down by the Hon'ble Supreme Court in the case of **Achin Gupta Vs. State of Haryana & Anr. Reported in 2024 INSC 369**, petition deserves consideration. Hence, **Rule**, returnable on **09.10.2025**. Ld. APP waives Rule for the respondent State. Meanwhile, **ad-interim relief in terms of para 9 (C) is granted qua petitioner Nos.2 to 7.** Respondent No.2 to be served through the concerned Police Station.

(HASMUKH D. SUTHAR,J)

SUCHIT