

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO.
11454 of 2025

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AMIT MOHANLAL DHANWANI

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR MAYUR A KISHANCHANDANI(12099) for the Applicant(s) No. 1

APP MR ROHAN H RAVAL for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR

Date : 25/08/2025

ORAL ORDER

By way of present petition under Articles 226 and 227 of the Constitution of India read with Section 528 of the BNSS, the petitioner has prayed to quash and set aside of the FIR being **CR No. 11210067250326 of 2025** registered with **Saroli Police Station, Surat** for the offences punishable under Sections 316(5) and 54 of the BNS.

Having heard learned advocate for the petitioner and learned APP for respondent No.1 - State of Gujarat and perusing the record, it appears that present petitioner - accused no. 4, had purchased the goods of Rs.77,805/- and he has not paid the said amount. In this regard, the complaint is filed. Also, he has disputed the address of the place where the goods were allegedly sent and even, he has not received the ordered goods.

Considering the aforesaid facts and the nature of allegations and the fact that dispute is civil in nature concerning commercial transaction, the petition deserves consideration.

RULE returnable on **10.10.2025**.

Learned APP waives service of notice of Rule for and on behalf of the respondent - State of Gujarat.

There shall be **interim relief** in terms of **paragraph No.25(B) *qua* the present petitioner only** however, he shall cooperate with the investigation.

Direct Service is permitted.

(HASMUKH D. SUTHAR,J)

Kaushal Rathod