

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR DOMESTIC VIOLENCE)
NO. 17480 of 2024

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TUSHARBHAI CHANDUBHAI CHAVDA & ORS.

Versus

STATE OF GUJARAT & ANR.

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Appearance:

HARDIK J GAJJAR(8718) for the Applicant(s) No.
1,2,3,4

MS MAITHILI D MEHTA ADDITIONAL PUBLIC PROSECUTOR for
the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 06/09/2024

ORAL ORDER

1.Heard learned advocate Mr. Hardik J. Gajjar
appearing for the applicants.

2.At the outset, learned advocate Mr. Hardik
Gajjar appearing for the applicants upon
instructions does not press this application qua
applicant No.1 who happens to be husband.
Accordingly, the same is disposed of as
withdrawn qua applicant No.1 and this
application would survive only qua rest of the

applicants i.e. applicants No.2 to 4. Accordingly to learned advocate Mr. Hardik Gajjar, for an incident which has occurred in the year 2016, the proceedings under Domestic Violence Act are initiated only in the year 2021 i.e. after five years. Further, the allegations against the present applicants No.2 to 4 are of general in nature and therefore, considering the delay as well as nature of allegations, they are required to be protected.

3.Considering the aforesaid submissions, issue **NOTICE** to the respondents making it returnable on **20.11.2024**. Learned Additional Public Prosecutor waives service of notice on behalf of the respondent – State. In the meantime, there shall be ad-interim relief in terms of paragraph No.7(C) qua applicants No.2, 3 and 4 only. Direct service is permitted. Private respondents to be served through concerned Police Station.

(NIRZAR S. DESAI,J)