

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 12876 of 2023**

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ARUNABEN D/O LALAJIBHAI KACHRABHAI PATEL AND W/O
ASHISHBHAI KACHARABHAI PATEL & ORS.

Versus
STATE OF GUJARAT & ANR.

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Appearance:

KRUNAL S MEHTA(9227) for the Applicant(s) No. 1,2,3

MS SWETHA D BHATT(11512) for the Applicant(s) No. 1,2,3

MR CHINTAN DAVE, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 28/11/2024

ORAL ORDER

Learned advocate Mr. Krunal S. Mehta for the applicants submits that the present application is filed as a counterblast as the applicants have already filed a complaint which is culminated into FIR. He further submits that on bare reading of the FIR impugned, no believable offence is made out against the applicants, as essentially the wife is targeted by the relatives of the father-in-law. He also submits that continuation of proceedings will amount to abuse of process of law.

Learned APP for the State submits that prima facie case is made against the applicants on plain reading of the FIR impugned. It is submitted that charge-sheet is filed

against the applicants and therefore, no interference be made by this Court.

Considering the rival submissions made at the bar and on bare reading of the FIR impugned, the matter requires consideration.

Rule returnable on 23.01.2025. Learned APP waives service of notice of rule for and on behalf of the respondent – State.

In the meantime, interim relief in terms of Para : 7(C) is granted.

M.H. DAVE

(SANDEEP N. BHATT,J)