

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 21161 of 2025

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HARMIRBHAI MEGHABHAI @ MEGHRAJBHAI AKHIBHAI DESAI
Versus
STATE OF GUJARAT

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Appearance:

MR. OM S. TRIPATHI(18870) for the Applicant(s) No. 1
VISHAL K ANANDJIWALA(7798) for the Applicant(s) No. 1
MR ADITYA J JADEJA PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 13/10/2025

ORAL ORDER

1. Heard learned advocate Mr.Yash Gupta for the petitioner. Mr. Gupta draws attention to the fact that, for an offence allegedly committed in the year 2006, the FIR has been registered only in the year 2025, without any justifiable reason for such delay. It is further pointed out that the present applicant had published a public notice on 13.04.2018, and even the complainant had issued a public notice on 17.10.2020, which was duly replied to by the present applicant. Despite this, the FIR has been lodged after a delay of five years, for which no justifiable reason is given. Learned advocate Mr. Gupta also submits that accused Nos. 2 to 5 have already been granted protection by this Hon'ble Court vide order dated 16.06.2025 passed in Criminal Misc. Application

No. 11393 of 2025, and therefore, this court may grant similar relief to the present applicant.

2. Considering the above submission Issue RULE. Learned Additional Public Prosecutor waives the service of rule on behalf of the respondent No.1. Direct service to respondent No.2 through concerned Police Station is permitted.

In the meantime, there shall be interim relief in terms of paragraph No. 4(iii) qua present applicant only till the final disposal of this application. However, it will be open for the respondent No.2 to file reply to this application. Registry to accept the reply and place it on record and once the reply is filed at an appropriate stage either of the respondents are at liberty to file an application either for early hearing of the matter or for vacation of interim relief.

To be heard with criminal misc. application No.11393 of 2025.

BHAVIN MEHTA

(NIRZAR S. DESAI,J)