

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 13523 of 2025**

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LALITABEN RAVJIBHAI PATEL

Versus

STATE OF GUJARAT &amp; ANR.

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Appearance:

MR ADARSHKUMAR D PATEL(10728) for the Applicant(s) No. 1

MR SANKUL K KABRA(9304) for the Applicant(s) No. 1

MR MANAN MAHETA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE HASMUKH D. SUTHAR

**Date : 08/10/2025****ORAL ORDER**

By way of present petition under Article 226 of the Constitution of India read with Section 528 of the BNSS, the petitioner has prayed for quashing of the FIR being CR No.11196013250205 of 2025 registered with Sama Police Station, Vadodara City for the offences punishable under Sections 465, 468, 471 and 114 of the Indian Penal Code, 1860 (for short "IPC") filed at the instance of respondent No.2.

Having heard learned advocate for the petitioner and learned APP for respondent No.1 – State of Gujarat and perusing the record, it apperas that impugned complaint is filed by the power of attorney holder of one Priyanka Wd/o.Ravjibhai Patel. It further appears that the alleged incident took place in the year 2017 and complaint is filed belatedly in the year 2025 alleging that though son of present petitioner i.e. Shaileshbhai was married and having legal heirs, showing him as unmarried, false affidavit of pedigree was executed which was used as true one and complainant was duped of her right in the properties and

also deleted their names.

Perusing the record, it appears that whatever documents of pedigree and affidavit are prepared by accused No.2 and the role attributed to the present petitioner – accused No.1 who is mother of accused No.2, is that she has not raised any objection at the time of mutation proceeding as also regards entering name of legal heirs of Shaileshbhai in the revenue record in connection with the residential home only but no any overt act is attributed to the present petitioner, who is a lady aged 81 years and she has not played any role in forgery of the documents.

Considering the aforesaid facts, present petition deserves consideration.

**RULE** returnable on **19.01.2026**.

Learned APP waives service of notice of Rule for and on behalf of respondent No.1.

Respondent No.2 to be served through the concerned police station.

In the meantime, there shall be **ad-interim relief** in terms of **paragraph No.8(B) of the petition qua the present petitioner only.**

**(HASMUKH D. SUTHAR, J.)**

*Ajay*