

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 22175 of 2024

=====

RAMESHWAR PRASAD ACHARYA & ORS.

Versus

NEHA D/O RAMPRAKASH DUDARAM ACHARYA & ANR.

=====

Appearance:

MR BH KHER(6027) for the Applicant(s) No. 1,2,3,4,5,6,7,8,9

MS RUCHABEN A GAMI(11652) for the Applicant(s) No. 1,2,3,4,6,7,8,9

MS C.M. SHAH, APP for the Respondent(s) No. 2

=====

CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 18/11/2024

ORAL ORDER

1. Heard Ms. Ruchaben A. Gami, learned advocate for the applicants and Ms. C.M. Shah, learned APP for the respondent – State.

2. Ms. Ruchaben A Gami, learned advocate for the applicants has submitted that all the family members of the husband is implicated in the present proceeding, and husband is not before this Court and other family members are before this Court. She has also submitted that the incidents, which are narrated is between the year 2015 to 2018 and the proceeding of domestic violence is also filed in the year 2013. She has also submitted that earlier also, the criminal proceedings by way of F.I.R. under Sections 498A, 323, etc.

of the I.P.C. are filed against the husband only wherein there is no allegation levelled against the present applicants.

3. Learned APP Ms. Shah has objected the submissions made at the bar by learned advocate for the applicants and has submitted that prima facie, case is made out against the present applicants.

4. Considering the submissions made at the bar and taking into account the tenor of the complaint, the matter requires consideration. Hence, **Rule**, returnable on 03.01.2025. Interim relief in terms of para 8(C) is granted.

DIWAKAR SHUKLA

(SANDEEP N. BHATT,J)