

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 21441 of 2022**

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BIMALABEN @ VIMLABEN GOPALBHAI UDEVAL (PRAJAPATI)
Versus
STATE OF GUJARAT

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Appearance:

MR S D MOGHARIYA(11273) for the Applicant(s) No. 1,2,3,4
for the Respondent(s) No. 2
MS DIVYANGNA JHALA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA

Date : 23/11/2022

ORAL ORDER

1. Learned advocate for the applicants does not press this application qua applicant no.2-Dipakkumar Muktiram Prajapati and seeks permission to withdraw this application.
2. Permission, as sought for, is hereby granted.
3. Present application qua applicant no.2 stands disposed of as withdrawn.
4. Applicant nos.1, 3 and 4 have filed present application for quashing of the FIR registered with Amirgadh Police Station, Banaskantha for the offences punishable under Sections 498(A), 323, 294(b), 506(2) and 114 of the Indian Penal Code and Sections 3 and 7 of the Dowry Prohibition Act.

5. The allegations levelled against them are general in nature without specifying instances of harassment as alleged in the FIR.

6. In view of the above, matter deserves consideration, **Notice** be issued, returnable on 31.03.2023. Learned APP waives service of notice for the respondent – State. Meanwhile, there shall be no chargesheet to be submitted against applicant nos.1, 3 and 4 without permission of this Court. However, investigation may continue and the applicants are directed to cooperate with the investigation.

7. Learned Trial Court concerned is at liberty to proceed further against applicant no.2, in accordance with law.

Direct Service is permitted.

(ILESH J. VORA,J)

Rakesh