

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 24470 of 2024

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MAYURBHAI DEVCHANDBHAI ASODARIYA
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR NK MAJMUDAR(430) for the Applicant(s) No. 1

MS JIRGA JHAVERI, APP for the Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 13/12/2024

ORAL ORDER

Learned advocate Mr. Majmudar for the applicant submits that even bare reading of the FIR, no offence is made out as alleged; and that the complainant is trying to give colour of criminal litigation to the civil litigation. He has relied upon the decision in the case of Lalit Chaturvedi versus State of U.P. and has submitted that his case is squarely covered with this decision.

Learned APP for the State submits that the investigation is at the initial stage, therefore, no interference be made by this Court at this stage.

Considering the averments made in this application

as well as considering the submissions made at the bar, the matter requires consideration.

Notice returnable on 10.02.2025. Learned APP waives service of notice for and on behalf of the respondent – State.

In the meantime, it is ordered that no coercive action shall be taken by the authority qua the impugned FIR against the applicant only.

The petitioner shall cooperate the process of investigation.

Direct service is permitted.

M.H. DAVE

(SANDEEP N. BHATT,J)