

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 26898 of 2025**

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RAKESH MAHAVEERPRASAD PAREEK

Versus

STATE OF GUJARAT & ANR.

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Appearance:

MR RONIT V RATHOD(13125) for the Applicant(s) No. 1

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

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CORAM:**HONOURABLE MR. JUSTICE VIMAL K. VYAS****Date : 23/03/2026****ORAL ORDER**

1. Heard learned advocate Mr. Ronit Rathod appearing for the applicant and learned APP Mr. Manan Maheta appearing for the respondent No.1- State.

2. Perused the entire material placed on the record along with the impugned FIR. It prima facie appears that for the alleged offence, which was committed during the period from 14.12.2023 to 31.01.2024, the impugned FIR has been registered on 18.07.2024, i.e. after a delay of 07 months, and for that also no explanation has been offered. From the bare perusal of the FIR, it prima facie appears that the entire transaction between the parties was a business transaction, and therefore, the dispute appears to be of a civil nature.

3. In view of the aforesaid, the Court is of the considered opinion that the present application deserves consideration.

4. Hence, issue **RULE** to the respondents, making it returnable on 23.06.2026.

5. Learned APP Mr. Manan Maheta waives service of notice of rule for and on behalf of the respondent no.1 - State of Gujarat.

6. In the meantime, let there be an ad-interim relief in terms of paragraph No. 8(C) qua the present applicant, till the next date of hearing.

(VIMAL K. VYAS, J)

prk