

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
16224 of 2025**

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SAHILBHAI MUSTAFABHAI GHANCHI & ORS.
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR MANGAL V GADHAVI(11922) for the Applicant(s) No. 1,2,3

MR MEET THAKKAR, APP for the Respondent(s) No. 1

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CORAM: HONOURABLE MR. JUSTICE M. R. MENGDEY

Date : 09/03/2026

ORAL ORDER

1. Present application is preferred by the petitioners under Article 226 of the Constitution of India and under Section 528 of the Bhartiya Nagrik Suraksha Sanhita, 2023 (for short the "BNSS") seeking quashing of FIR No.11996002250772 of 2025 registered with Bhabhar Police Station, Vav-Tharad for the offences punishable under Sections 115(2), 117(2), 296(b), 351(3) and 54 of the BNS and Section 135 of the GP Act.
2. Heard learned advocate for the petitioners and learned APP for the Respondent – State.
3. Learned advocate Vijay H. Nangesh appears and states that he has received instructions to appear on behalf of the Respondent No.2 (Original Complainant). Registry to accept the Vakalatnama of learned Advocate Mr.Vijay H. Nangesh and place it on record.

4. Rule. Learned APP Mr.Meet Thakkar waives service of notice of Rule for and on behalf of the respondent – State. Learned advocate Vijay H. Nangesh appearing for the Respondent No.2 (Original Complainant) waives service of notice of Rule for the Respondent No.2 (Original Complainant).

5. Learned advocate for the petitioners has submitted that the matter has been amicably settled between the parties and they are now not willing to proceed with the complaint any further. Learned advocate for the petitioners has stated at the bar that the petitioners have no other antecedentss.

6. Learned Advocate Mr.Vijay H. Nangesh appearing on behalf of Respondent No.2 (Original Complainant) has placed on record duly sworn in Affidavit dated 05.12.2025. The same is ordered to be taken on record. Learned Advocate has submitted that matter has been amicably settled between the parties and there is no objection if present application is allowed. The affidavit reads thus:

"1. I say and submit that I am the original complainant in the FIR being CR No. 11996002250772 of 2025 under Section-115(2), 117(2), 296(b), 351(3) and 54 of Bharatiya Nagrik Suraksha Sanhita, 2023, and Sec.135 of Gujarat Police Act on 25.10.2025 at Bhabhar Police station, Dist- Vav Tharad now the matter is amicably settled between parties.

2. I says and submits that the matter is amicably settle between parties, so now I have no grievance with the original accused in the said FIR, so if this Hon'ble court quash and set-aside the FIR as was now settle so I have no objection if this Hon'ble court quash and set-aside the impugn FIR."

6. Considering averments made in the Affidavit as also the submissions made by the learned Advocates for the respective parties, the present application deserves to be allowed and is hereby allowed. The FIR No.11996002250772 of 2025 registered with Bhabhar Police Station, Vav-Tharad as well as all consequential proceedings initiated in pursuance thereof are hereby quashed and set aside.

KUMAR ALOK

(M. R. MENGDEY,J)