IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC.APPLICATION (FOR CONSENT QUASHING) NO. 26706 of 2026

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AMBARAM KACRAJI THAKOR
Versus
STATE OF GUJARAT & ANR.

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Appearance:
JIGNESHKUMAR M NAYAK(8558) for the Applicant(s) No. 1
MR PRANAV DHAGAT, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE M. R. MENGDEY**

Date : 05/11/2026

ORDER

1. Present Petition is preferred by the Petitioner (Original Accused) under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, seeking quashing of FIR No.11216022260854 of 2026 registered with Kalol Taluka Police Station, Gandhinagar.

2. Heard learned Advocate for the Petitioner and learned APP for the Respondent – State. Learned Advocate Ms.Divya P. Bhatt appears and states that she has received instructions to appear on behalf of Respondent No.2 – Original Complainant and she would be filing her appearance during the course of the day. Registry to accept the Vakalatnama.

3. Rule. Learned APP waives service of notice for and on behalf of the respondent – State and learned Advocate Ms.Divya P. Bhatt waives service of Rule on behalf of the Original Complainant.

4. Learned Advocate for the Petitioner submitted that the matter has been amicably settled between the parties and they are now not willing to proceed with the complaint any further.

5. Leaned Advocate appearing on behalf Original Complainant, has placed on record the Affidavit dated 21.10.2026. She submitted that matter has been amicably settled between the parties and there is no objection if present Petition is allowed.

6. Learned APP has opposed the present application.

7. The complainant, Rameshbhai Hirabhai Patel is virtually present before the court who has been identified by learned advocate for the complainant and he has also filed an affidavit on record of the present petition indicating the settlement arrived at between the parties. It is stated in the affidavit as under,

> *"3. I say that, I have received the possession of the Land in Question from the Petitioners and therefore, I do not have any objection, if this Hon'ble Court has quashed and set aside the FIR, in the interest of justice.*
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> *4. I say that the there was no enmity between myself and the present Peititoner. I say that I have settled the dispute with them and I do not wish to go on with the FIR filed by me against them I do not want to prosecute Petitioner any further for the FIR impugned in the present petition, Both parties have settle the dispute with condition to handover the possession to the original owner (Respondent No.2 and Co-owner of the land question) of the land in question.*
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> *5. I say that after registration of the impugned FIR, a meeting took place between families of both the sides and the misunderstanding between us got cleared and also upon intervention of elderly persons of the society and common friends, the matter has been resolved between us and an amicable settlement has been arrived at between the parties. Both the parties belong to same community. After due deliberations and discussions amongst the parties and respective families, I have realized that FIR is the result of misunderstanding and misconception of facts. I have also realized the nature of hardships and inconvenience, socially and mentally, it will cause to both the sides, if the criminal proceedings continue and both the sides are subjected to rigors of criminal trial, it will immensely affect our future prospects of better life.*

6. In the facts and circumstances as narrated above, I at my free will, wish and desire am stating on oath that I do not wish to prosecute the criminal proceedings with Petitioner as the dispute between us has been amicably settled. I state that the complaint filed by me being F.I.R. being C.R. No.11216022260854 of 2026 registered with Kalol Taluka Police Station, Gandhinagar for the offences punishable u/s 4(3) and 5(c) of the Gujarat Land Grabbing Act in the interest of justice."

8. 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.11216022260854 of 2026 registered with Kalol Taluka Police Station, Gandhinagar and other consequential proceedings is hereby quashed and set aside qua the present Petitioner. Rule is made absolute.

(M. R. MENGDEY,J)

Manshi

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: AMIN MANSI(HC01561), Private Secretary, at High Court of Gujarat on 05/11/2026 17:29:56