

ORDER BELOW EXHIBIT – 20

01. By way of passing this sick note, learned Advocates Mr. N.Z. Baraiya and Ms. S.S. Makwana through a stranger, who has no connection whatsoever either with the advocates or with the litigants with the matter in question – who identified himself as a labourer namely Rajeshbhai Ramjibai and the said report / sick note has been submitted after the examination-in-chief of number of witnesses was over at about 01:00 p.m. It is only after the repeated calls, none remained present and note to that extent has been made below the testimony of the concerned witnesses.
02. It transpires from the record as well as from the report that above-named two Advocates represents the accused and the matter has been deferred at the convenient date of the advocates concerned on the previous date. However, today upon call, none remained present or nor even taken pain at least to submit an application, well in advance or to make a mention through the responsible person before the commencement of the deposition of the witnesses. Hence, the very act on the part of the advocates concerned in serious matter of murder is nothing but a casual and irresponsible approach and particularly when the witnesses have been examined and the witnesses cannot be made to stumble to the Court again and again on account of negligence and inaction on the part of the advocates concerned.
03. This Court has to extend and solicit co-operation to the advocates, who could not remain present due to illness. However,

the way in which, the stage and the time when the said sick note has been presented at around 01:00 p.m., is after the completion of chief-examination of the witnesses, who remained present before the Court. Hence, the same cannot be taken lightly and the witnesses cannot be made to suffer to come to the court on account of unnecessary absence of the advocates concerned.

04. However, considering the gravity and the seriousness of the case, the request so tendered by the advocates deserves to be considered, subject to deposit of Rs.5,000/- in their personal capacity towards the remuneration to be paid to the witnesses – who have already been examined today, as the said witnesses have to remain present due to the default on the part of the advocates concerned.
05. Accordingly, the matter has been deferred on **28/03/2022**.

Dictated and Pronounced in the open Court today on this **24th** Day of **March, 2022**.

(RAMCHANDRA THAKURDAS VACHHANI)

SESSIONS JUDGE,
BHAVNAGAR.

UI Code No.GJ00910

* * *

DATE : 24/03/2022
BHAVNAGAR.

pranav