

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (DIRECTION) NO. 696 of 2026**

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DIYABEN PARESHKUMAR JOSHI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR PRATIK Y JASANI(5325) for the Applicant(s) No. 1

MS. CHETNA M. SHAH, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY

Date : 19/01/2026

ORAL ORDER

Learned Advocate appearing for the petitioner submits that the petitioner herein came to be submitted for an offence punishable under Section 138 of the Negotiable Instruments Act. However, since the petitioner herein did not remain present before the concerned learned Trial Court, an application was submitted by the complainant for issuance of warrant against the present petitioner. Thereupon the learned Trial Court has ordered for issuance of Non Bailable Warrant against the petitioner vide order dated 05.08.2025. However, thereafter the petitioner had paid the entire amount of cheque to the complainant and No Due Certificate was also issued by the complainant bank on 29.11.2025. The copy of the same has also produced on record by the petitioner.

Having regard to these aspects, issue notice returnable on 08.05.2026.

In the meantime, there shall be Ad-interim relief in terms of Para-12(C).

(M. R. MENGDEY,J)

RAVI OZA