

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 1347 of 2022

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KANJI VALLABHBHAI TANK (KADIA KUMBHAR) & ORS.
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR ASHISH M DAGLI(2203) for the Applicant(s) No. 1,2,3,4

BHASKAR SHARMA(9209) for the Respondent(s) No. 3

NOTICE SERVED BY DS for the Respondent(s) No. 2

MS CM SHAH, PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA

Date : 22/03/2024

ORAL ORDER

1. Heard, learned Advocate, Mr. Dagli, appearing for and on behalf of the applicants, herein.
2. This application is filed in relation to the charge-sheet submitted by the Manavadar Police Station, Junagadh, for the offence punishable under Section 407, 409 and 114 of the Indian Penal Code.
3. The applicants defaulted in making payment of amount of cash-credit, allegedly sanctioned and approved by the Bank of Baroda, Manavadar Branch, Junagadh. Under the circumstances, criminal proceedings came to be initiated by the Second Respondent and after completion of investigation, the applicants have been charge-sheeted.

4. During the pendency of the criminal proceedings, under the 'One Time Settlement' (OTS) Scheme, the outstanding amount was paid and the account came to be closed on 25.11.2021. The 'No Due' certificate, Dated: 25.11.2021, is also issued by the Bank, which is produced as Annexure-C, Page-17, to this petition, which indicates that, as on date, nothing remains outstanding.

5. Considering the above aspect, the matter would require consideration. Let there be **RULE**. Learned APP waives service of rule for Respondent No.1-State.

5.1 The proceedings of Criminal Case No. 302 of 2015, pending before the Manavadar Court, shall remain **STAYED**, till the next date of hearing.

UMESH/-

(ILESH J. VORA,J)