

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/SPECIAL CRIMINAL APPLICATION NO. 623 of 2020****With****R/CRIMINAL MISC.APPLICATION NO. 1516 of 2020**=====
**BOGIE BOSCHA a.k.a. BHOGILAL PARSOTTAMDAS PATEL****Versus****STATE OF GUJARAT**
=====**Appearance in SCR.A.No.623 of 2020:**

MR ND NANAVALY, SR. ADVOCATE WITH MR JAY KANSARA FOR M/S WADIAGHANDY AND CO(5679) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MR PRANAV TRIVEDI, APP (2) for the Respondent(s) No. 1

**Appearance in CRM.A.No. 1516 of 2020:**

MR VIRAT POPAT for the Applicant(s)

for the Respondent(s) No. 2

MR PRANAV TRIVEDI, APP (2) for the Respondent(s) No. 1
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**CORAM: HONOURABLE MR.JUSTICE S.H.VORA****Date : 17/02/2020****ORAL ORDER**

1. Learned Senior advocate Mr. N.D.Nanvaly and learned advocate Mr. Virat Popat for the applicants state at bar that the applicants are not in possession of the disputed property since possession issue is subject matter of civil dispute.

2. Learned APP upon instructions, after recording statement of certain witnesses, states at bar that no applicants were found at the scene of offence allegedly occurred as per impugned FIR.

3. In light of this position, present applications deserve consideration. Issue **Notice** returnable on 18.08.2020. Meanwhile, no coercive steps shall be taken against the applicants. However, investigation to proceed in accordance with law. Learned APP waives service of notice on behalf of the

respondent – State. Direct service is permitted.

Registry is directed to tag the matters.

SATISH

**(S.H.VORA, J)**