

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION NO. 1508 of 2022**

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VIPULBHAI RAMESHBHAI BHARWAD

Versus

STATE OF GUJARAT

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Appearance:

A R KADRI(7330) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MR RONAK RAVAL, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI

Date : 08/03/2022

ORAL ORDER

Learned advocate for the petitioner submitted that the impugned FIR is nothing but a gross abuse of the process of the Court wherein the petitioner has been falsely implicated. It is further submitted that for the alleged incident which took place on 25.8.2021, FIR is lodged on 6.1.2022, thus there is a delay in lodging the FIR. It is pointed out from the record that the present petitioner has given written complaint against the respondent no.2 and others for committing the alleged offences punishable under Sections 406, 408, 409, 420 and 114 of the Indian Penal Code on 7.10.2021 to Police Inspector, Ramol Police Station, copy of the said complaint is placed on record at page no.20. Learned advocate, therefore, contended that the impugned FIR is nothing but a counterblast to the written complaint given by the petitioner against the respondent no.2 and others.

In view of the aforesaid submission, Notice returnable on 13.7.2022. Learned APP waives service of notice for respondent-state. Till next date of hearing, it is open for the investigating agency to proceed further with the investigation, however, no coercive steps shall be taken against the petitioner.

(VIPUL M. PANCHOLI, J)

SRILATHA