

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL REVISION APPLICATION (AGAINST ORDER PASSED BY
SUBORDINATE COURT) NO. 314 of 2026**

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SUSHIL VISHWAKANT TEWARY LIQUIDATOR OF M/S. CHAMPION AGRO
LTD.

Versus

ASSISTANT DIRECTOR DIRECTORATE OF ENFORCEMENT, & ORS.

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Appearance:

MR SAURABH S RACHCHH(11364) for the Applicant(s) No. 1

MR RAJESH K KANANI(2157) for the Respondent(s) No. 1

MR NIRAJ SHARMA, APP for the Respondent(s) No. 2,3

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CORAM: HONOURABLE MS. JUSTICE GITA GOPI

Date : 08/05/2026

ORAL ORDER

It appears from the record that the learned Trial Court Judge has not followed the provisions of Section 226 of the Cr.P.C., where the prosecution has to open the case, as soon as the accused appears before the Court. The prosecutor is required to open the case by describing the charge brought against the accused by stating the evidence which he proposes to produce to prove the guilt of the accused.

Let the Trial Court first direct the Public Prosecutor to open the case and place on record all the list of documents for describing the charge and the evidence which they propose to rely to prove the guilt. This exercise should be completed within a period of one week from this order, and immediately within a period of week, the discharge application moved by the accused to

be heard and the charge be framed. Direct service is permitted.
The matter be listed immediately on the board on receipt of the writ of this Court.

Let this matter be listed on 09.06.2026.

URIL RANA

(GITA GOPI,J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: RANA URIL K(HC01406), PRIVATE SECRETARY, at High Court of Gujarat on 08/05/2026 15:36:17