

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (DIRECTION) NO. 4578 of 2026**

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M/S. V.M. ENTERPRISE THROUGH NAVIN VISHNU BHATIYA THROUGH
GIRISH VISHNU BHATIYA
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR. A S TIMBALIA(7372) for the Applicant(s) No. 1

MR. TIRTHRAJ PANDYA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS

Date : 29/04/2026

ORAL ORDER

1. Leave to amend is granted. Necessary amendment to be carried out forthwith.
2. Heard Mr. A.S. Timbalia, learned advocate appearing for the applicant. Perused the entire materials on record.
3. It *prima facie* appears that the applicant, who is the original complainant, has filed a complaint under Section 138 of the Negotiable Instruments Act against the company M/s. Shree Ashtavinayak Impex Pvt. Ltd., its C.E.O. and two Directors namely Pavna Vipulbhai Mehta and Amita Vipul Mehta, however, the learned Magistrate without assigning any reason, has issued the process only against the accused Nos. 1 and 2, i.e. the Company and its C.E.O., and not issued the process against the Directors.

4. Issue **NOTICE** to the respondents, making it returnable on **15.06.2026**.

5. Learned APP Mr. Tirthraj Pandya waives service of notice for and on behalf of respondent No.1 – State.

AMAR SINGH

(VIMAL K. VYAS, J)