

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 2640 of 2026**

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MODI KAVAL SHASHIKANTBHAI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR ANVESH V VYAS(5654) for the Applicant(s) No. 1
MR KRUTIK PARIKH, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY**Date : 24/02/2026****ORAL ORDER**

1. Learned advocate appearing for the petitioner submits that the petitioner came to be convicted for an offence punishable under Section 138 of the Negotiable Instruments Act. Against the said order of conviction, the petitioner has already preferred an appeal before the learned Sessions Court which is still pending. However, on several occasions, since the petitioner could not remain present before the Appellate Court, the learned Appellate Court has ordered issuance of Warrant against the petitioner. He also submitted that the petitioner has already deposited 20% of the cheque amount involved in the case.

2. Having regard to these aspects, issue Notice returnable on 23.06.2026. Learned APP waives service of Notice on behalf of respondent – State.

3. There shall be no coercive steps against the petitioner till the next date of hearing on the basis of the Warrant issued against the petitioner.

(M. R. MENGDEY,J)

AHS