

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC. APPLICATION NO. 4526 of 2022

In R/CRIMINAL APPEAL NO. 484 of 2022

With

R/CRIMINAL APPEAL NO. 484 of 2022

With

CRIMINAL MISC. APPLICATION (FOR STAY) NO. 1 of 2022

In R/CRIMINAL APPEAL NO. 484 of 2022

=====

SHAILESHGIRI BALWANTGIRI GOSWAMI

Versus

STATE OF GUJARAT

=====

Appearance:

MR ATIT THAKORE for MR BHAVESH A PATEL(5317) for the
Applicant(s) No. 1

NOTICE SERVED for the Respondent(s) No. 2

MS JIRGA JHAVERI, APP for the Respondent(s) No. 1

=====

CORAM: HONOURABLE DR. JUSTICE ASHOKKUMAR C. JOSHI

Date : 03/08/2022

ORAL ORDER

Order in Criminal Misc. Application No. 4526 of 2022:

Though served, none appears for the respondent No. 2.

Heard, learned advocate Mr. Atit Thakore for learned advocate Mr. Bhavesh A. Patel for the applicant and perused the impugned judgment and order dated 09.02.2022 passed in Criminal Case No. 641 of 2019 by the learned Additional chief Judicial Magistrate, Idar recording acquittal. It appears that the

appeal deserves consideration. Hence, the present application seeking leave to appeal is allowed.

Order in Criminal Appeal No. 484 of 2022:

The appeal is **admitted**. Returnable date is fixed to **26th September 2022**. Learned APP Ms. Jhaveri waives service for the respondent No. 1 – State.

Order in Criminal Misc. Application No. 1 of 2022:

Interim relief granted earlier to continue till next date of hearing *i.e.* 26.09.2022.

[A. C. Joshi, J.]

hiren
/41