

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**CRIMINAL MISC.APPLICATION NO. 5088 of 2018**

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SHAILENDRASINH @ STELI SHANKARSINH VAGHELA
Versus
STATE OF GUJARAT

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Appearance:

MR UMESH A TRIVEDI(946) for the PETITIONER(s) No. 1,2
MR RAKESH PATEL, APP (2) for the RESPONDENT(s) No. 1

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CORAM: HONOURABLE MR.JUSTICE J.B.PARDIWALA

Date : 05/03/2018

ORAL ORDER

1. Prima facie, it appears from the materials on record that even if the entire case put up by the first informant is believed or accepted to be true, none of the ingredients to constitute the offence punishable under Section 307 and 394 of the I.P.C. are spelt out. This Court would like to examine this issue.

2. Let notice be issued to the respondents, returnable on 03.05.2018. The learned APP, Mr. Rakesh Patel waives service of notice for and on behalf of the respondent no.1 – State of Gujarat. The respondent no.2 be served directly through the Investigating Officer of the concerned Police Station.

3. No coercive steps shall be taken against the applicants till the returnable date. Direct service is permitted.

(J.B.PARDIWALA,J)

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