

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 5558 of 2022

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RAJUBHAI TERABHAI ADIVASI
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR SANDIP M PATEL(5649) for the Applicant(s) No. 1

NOTICE SERVED for the Respondent(s) No. 2

MR KRUTIK PARIKH, PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 20/08/2025

ORAL ORDER

1. The record indicates that, though, the original complainant – Respondent No.2 is duly served, he has not put-in appear before this Court. Today also, when the matter was called out, learned Advocate, Ms. Panchal, appearing for learned Advocate, Mr. Patel, for the petitioner was present, but, the complainant – Respondent No.2 was not present. As the further proceedings in connection with the impugned FIR are stayed by the Coordinate Bench of this Court vide order dated 20.07.2022 and therefore, the issue would require consideration.

1.1 In view of the above, following order is passed;

- (i) **RULE.** Learned APP waives service for Respondent No.1;

(ii) There shall be *interim relief* in terms of **Paragraph-6(B)** qua Petitioner only, till final disposal of this petition;

(iii) Registry is directed to list this matter, for final hearing, in ***due course***;

1.2 Direct service through the concerned police station is permitted qua Respondent No.2.

UMESH/-

(NIRZAR S. DESAI,J)

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: CHAVDA UMESH(HC00203), Principal pvt Secretary, at High Court of Gujarat on 20/08/2025 15:29:49