

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/SPECIAL CRIMINAL APPLICATION NO. 2062 of 2020

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GOVINDBHAI TRIKAMBHAI NANDOLA
Versus
STATE OF GUJARAT

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Appearance:

ABHIMANYU RATHOD(7347) for the Applicant(s) No. 1,2
MR. DHARMESH DEVNANI, APP for the Respondent(s) No. 1
for the Respondent(s) No.,2

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CORAM: **HONOURABLE MR.JUSTICE A.Y. KOGJE**

Date : 24/03/2020

ORAL ORDER

NOTICE returnable on 08-04-2020. Learned Additional Public Prosecutor waives service of Notice on behalf of the Respondent-State.

Learned Advocate for the petitioners submitted that F.I.R. is an outcome of rivalry and work place where the complainant believed that her transfer order is on account of the petitioners and therefore, false complaint is registered. It is submitted that no such incident has taken place nor has there been any injury sustained by the complainant.

Learned APP submitted that in the F.I.R. allegations of derogatory in nature are there and therefore, the investigation would be required. Considering the fact that in the F.I.R. itself, the complainant has stated that she was taken by the side and thereafter abuses through the derogatory remarks in public view, *prima facie* is not met with.

Hence, by way of interim relief, investigation may continue. However, the petitioners may not be arrested in connection with C.R. No.11211045200055 registered with Sayla Police Station till the returnable date.

Direct service is permitted.

PARESH SOMPUA

(A.Y. KOGJE, J)