

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL REVISION APPLICATION NO. 383 of 2019**

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VALLABHBHAI JUJABHAI PATEL

Versus

STATE OF GUJARAT

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Appearance:

MR NIRAL R MEHTA(3001) for the Applicant(s) No. 1,2

MS CM SHAH, ADDL PUBLIC PROSECUTOR(2) for the Respondent(s) No.

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CORAM: HONOURABLE MR.JUSTICE V.P. PATEL

**Date : 05/04/2019****ORAL ORDER**

Heard learned Senior Counsel Mr. S. V. Raju for learned advocate Mr. Niral R. Mehta for the applicants. He has submitted that the trial Court has not considered the factual aspect with regard to the negligence. He is relying upon a decision dated 08.08.2005 in case of Hasmukh Kalidas Chokshi vs. the State of Gujarat in Criminal Misc. Application No.12217 of 2004 by this Court (Coram; C. K. Buch, J.).

**Notice** returnable on **25.03.2019**. Learned APP waives service of notice on behalf of respondent- State.

Interim relief in terms of para 7(C) till then.

Direct service is permitted.

**(V. P. PATEL,J)**

DRASHTI K. SHUKLA