

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 3330 of 2020

With

R/SPECIAL CRIMINAL APPLICATION NO. 2697 of 2020

With

**CRIMINAL MISC.APPLICATION (DIRECTION) NO. 1 of 2020
In R/SPECIAL CRIMINAL APPLICATION NO. 2697 of 2020**

With

R/SPECIAL CRIMINAL APPLICATION NO. 5070 of 2021

With

**CRIMINAL MISC.APPLICATION (FIXING DATE OF EARLY HEARING) NO.
1 of 2021
In R/SPECIAL CRIMINAL APPLICATION NO. 5070 of 2021**

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ABHISHEK KUMAR MISHRA

Versus

STATE OF GUJARAT

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Appearance:

**PARTY IN PERSON(5000) for the Applicant(s) No. 1
MS MONALI BHATT, APP for the Respondent(s) No. 1 – State
MS. YASHMA R MATHUR(6374) for the Respondent(s) No. 2**

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CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 06/11/2023

ORAL ORDER

1. Party-in-Person – Mr.Abhishek Kumar Mishra – the applicant is heard to some extent today. He has pointed that in Special Criminal Application No.5070 of 2021, this Court has passed an order on 22.06.2021 and has issued

certain directions to the respondents Authorities. Thereafter Mr.Mishra – the applicant has produced compilation of written submissions, whereby he has stated that he has sought certain information under the Right to Information Act which are not provided to him.

2. Considering the dispute, which is essentially with regard to the incident which has been taken place in the J.P. Road Police Station, Vadodara City, where CCTV footage of the police station is very crucial piece of evidence to decide as to whether there is involvement of the present applicant in the offence in question or there is involvement of any police officer who has committed high-handedness, as alleged by the applicant. It seems that such evidence is not available with the applicant though he has made several attempts.

3. Learned APP shall call for the necessary report along with relevant documents and CCTV footage in pen-drive for the particular day of the concerned police station for perusal of this Court on the next date of hearing.

4. The concerned investigating officer shall remain present before this Court on the next date of hearing, after consultation with his superior authority in this regard.

5. Re-list all these matters on 09.11.2023 for further consideration.

M.H. DAVE

(SANDEEP N. BHATT,J)