

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL APPEAL (AGAINST ACQUITTAL) NO. 876 of 2026

=====

HIGOROJA RAHENABAI ABDULRAZAK
Versus
STATE OF GUJARAT & ANR.

=====

Appearance:

MR A A ZABUAWALA(6823) for the Appellant(s) No. 1

MR UTKARSH SHARMA, APP for the Opponent(s)/Respondent(s) No. 1

=====

CORAM: HONOURABLE MS. JUSTICE SANGEETA K. VISHEN
and
HONOURABLE MR. JUSTICE D. M. VYAS

Date : 29/04/2026

ORAL ORDER

(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)

Mr.AA Zabuawala, learned Advocate appearing for the appellant submitted that evidence of P.W. 9 to 11, i.e. Exhs. 43, 45 and 47 respectively was available on record. It is submitted that the learned Judge was not correct in appreciating the evidence inasmuch as all three were consistent in stating that the accused person was standing near the deceased with a knife in his hand and was uttering that the result of non-payment of Rs.1,000/- would be this. Besides, reading the outward statement in juxtaposition with the Biological & Serological report, it would be clear that the blood sample of the deceased was found on the cloth of the accused and on two persons namely the P.W.11 and one another who took the deceased to the hospital and on the Activa.

2. ADMIT. Mr.Utkarsh Sharma, learned Additional Public

Prosecutor waives service of notice of admission on behalf of the respondent no.1. Bailable warrant of Rs.5,000/- be issued to respondent no. 2.

(SANGEETA K. VISHEN,J)

SINDHU NAIR

(D. M. VYAS, J)