

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**

**R/CRIMINAL APPEAL (AGAINST CONVICTION) NO. 1146 of 2026**  
**With**  
**CRIMINAL MISC.APPLICATION (FOR SUSPENSION OF SENTENCE) NO.**  
**1 of 2026**  
**In R/CRIMINAL APPEAL NO. 1146 of 2026**

=====

SAILESHKUMAR S/O ISHWARSINH KESRISINH CHAWDA  
Versus  
STATE OF GUJARAT

=====

Appearance:

MR MOHD. SHAHRUKH M SAIYAD (11014) for the Appellant(s) No. 1  
MR. BHARGAV PANDYA, APP for the Opponent(s)/Respondent(s) No. 1

=====

**CORAM:HONOURABLE MR. JUSTICE VIMAL K. VYAS**

**Date : 08/06/2026**  
**ORAL ORDER**

**Order in Criminal Appeal:**

1. Leave to amend is granted; both in the appeal as well as in the application. The same shall be carried out forthwith.
2. Heard learned advocate Mr. Shahrukh Saiyad appearing for the appellant and learned APP Mr. Bhargav Pandya appearing for the respondent no.1- State.
3. It prima facie appears that appellant has been tried and convicted for the offences punishable under Sections 354 of the IPC as well as under Sections 8, 12 and 18 of the POCSO Act. Since the appellant is assailing his conviction, the present appeal is required to be admitted.
4. **Admit.** Learned APP Mr. Bhargav Pandya waives service of notice of admission for and on behalf of the respondent-State.

5. The registry shall call for the records and proceedings along with the entire set of the paper book from the concerned trial court.

**Order in Criminal Misc. Application:**

1. After the amendment is carried out, the Registry shall issue **Notice** to the newly added party respondent, making it returnable on **15.06.2026**. Learned APP Mr. Bhargav Pandya waives service of notice for and on behalf of the respondent – State.

2. Direct service is permitted through the concerned Police Station.

3. Learned advocate Mr. Shahrukh Saiyad appearing for the applicant is permitted to place on record the entire set of the paper book by the next date of hearing.

**(VIMAL K. VYAS, J)**

prk