

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 11618 of 2022****In R/CRIMINAL APPEAL NO. 1243 of 2022****With****R/CRIMINAL APPEAL NO. 1243 of 2022**

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CHANDRAPRAKASH NARAYANPRASAD AGARWAL DIRECTOR OF M/S
SHREE MANGLESHWAR TEXTILE

Versus

DIPAKBHAI NAVINCHANDRA ZANKHRULA

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Appearance:

MR HARDIK A DAVE(3764) for the Applicant(s) No. 1

for the Respondent(s) No. 1

PUBLIC PROSECUTOR for the Respondent(s) No. 2

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CORAM:HONOURABLE DR. JUSTICE ASHOKKUMAR C. JOSHI

Date : 21/07/2022

ORAL ORDER

Order in Criminal Misc. Application

1. Present application under Section 378(3) of the Code of Criminal Procedure, 1973 has been preferred by the applicant for Leave to Appeal against the impugned judgment and order of acquittal dated 31.01.2022 passed by the learned 11th Additional Sessions Judge, Surat in Criminal Case No. 400 of 2019 acquitting the opponent herein – original accused.

2. Heard learned advocate Mr. Hardik Dave for the applicant and learned Additional Public Prosecutor Ms. Jirga Jhaveri for the respondent – State and perused the impugned judgment and order of acquittal and considering the same, it appears that the appeal deserves consideration. Hence, the present

application is allowed and Leave to Appeal, as prayed for, is hereby granted.

Oder in Criminal Appeal

The appeal is **admitted**. Learned Additional Public Prosecutor Ms. Jirga Jhaveri waives service of notice of admission on behalf of respondent-State.

Issue bailable warrant of Rs. 10,000/- against private respondent(s).

SALIM/18

(A. C. JOSHI,J)