

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL APPEAL NO. 1164 of 2008**

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STATE OF GUJARAT

Versus

POONAMSINH NANSINH &amp; ORS.

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Appearance:

PUBLIC PROSECUTOR for the Appellant(s) No. 1

MR BHAVESH J PATEL(6801) for the Opponent(s)/Respondent(s) No. 1,3,4

MR RUSHABH R SHAH(5314) for the Opponent(s)/Respondent(s) No. 2

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**CORAM:HONOURABLE MR.JUSTICE SANJEEV J.THAKER****Date : 12/11/2025****ORAL ORDER**

Learned advocate Mr. Bhavesh J. Patel states that respondent no. 2 Nansinh Kohyabhai Parmar has expired and the copy of the death certificate is produced which is placed on record which shows that respondent no.2 has expired on 01.06.2023. In view of the same the present appeal abates qua no. 2.

In view of the above, it is clarified that if the aforesaid fact about death of the original accused-respondent is found to be false at any stage, in view of the discrepancy in the surname of the deceased person which does not match with the name of the accused - present respondent in the present appeal, it will be open for the State to prefer an application for revival of the present Criminal Appeal within reasonable time in accordance with law

from the date of knowledge of the aforesaid fact.

Stand over to 19.11.2025.

SAKSHI MAURYA

**(SANJEEV J.THAKER,J)**

Original copy of this order has been signed by the Hon'ble Judge.  
Digitally signed by: SAKSHI MAURYA(HC02367), ENGLISH STENO GRADE-II\, at High Court of Gujarat on 19/11/2025 14:42:35