

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 14127 of 2021**

VIPUL DILIPBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR SAURIN A SHAH(791) for the Applicant(s) No. 1

NOTICE NOT RECD BACK(3) for the Respondent(s) No. 2

MS SS PATHAK APP (2) for the Respondent(s) No. 1

CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA**Date : 27/09/2021****ORAL ORDER**

Heard Mr. Saurin Shah, learned advocate for the petitioner. It is not in dispute that present petitioner had purchased number of A/cs from Anand Lakhani, by paying all due amount to him. On record, there was no direct involvement of the petitioner so far complaint is concerned. Under such circumstance, prima-facie it appears that to recover the amount from Anand Lakhani, petitioner has been arraigned as accused. Thus, case is made out for interim relief.

Let notice be issued to the respondents returnable on 29.11.2021. Learned APP waives service of notice on behalf of respondent State. In the meantime, it is open for the investigating agency to proceed with the investigation, however, the investigating officer shall not file the chargesheet, without the prior permission of this Court. Direct service permitted.

(ILESH J. VORA,J)

P.S. JOSHI