

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION NO. 763 of 2009**

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BHUPESH JAYANTILAL SHAH

Versus

ASHOKKUMAR P GUPTA & ANR.

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Appearance:

ADVOCATE NOTICE UNSERVED for the Applicant(s) No. 1

MR AFTABHUSEN ANSARI(5320) for the Respondent(s) No. 1

MR SM SHUKLA(1192) for the Respondent(s) No. 1

PUBLIC PROSECUTOR for the Respondent(s) No. 2

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CORAM:HONOURABLE MR.JUSTICE D.N.RAY**Date : 20/02/2025****ORAL ORDER**

None appears on behalf of the revision applicant.
Learned advocate Ms. Helly Makwana is present on behalf of
learned advocate Mr. Aftabhusen Ansari for respondent no.1.

By order dated 15/04/2010, rule was issued in the matter
and interim relief in terms of para-10(C)(C1) was granted by
this Court. In other words, the petitioner was enlarged on
bail by suspending the substantive sentence and executing the
order dated 20/11/2009 passed by the learned Additional City
Sessions Judge, City Sessions Court No.8, Ahmedabad as well
as in Criminal Case No.244 of 2009 by the learned

Metropolitan Magistrate Court No.6 (Negotiable Instrument Act). Thereafter the revision applicant has not appeared before this Court and there is a report dated 24/01/2024 to the effect that the revision applicant could not be found at his address.

Since the entire cheque amount seems to have been deposited by the revision applicant, the suspension of sentence appears to have been granted on the said premise and therefore the equity stand balanced.

In the fitness of things, this Court deems it fit to appoint an advocate from the panel of the Legal Aid Services Committee of this Court to assist this Court on behalf of the revision applicant, so that final orders can be passed in the matter.

Let the needful be done within a period of two weeks from today.

List this matter on 20/03/2025.

Learned advocate Ms. Helly Makwana appearing on behalf of learned advocate Mr. A. A. Ansari for respondent no.2 submits that she does not have the paper-book of the present case. The same may be obtained by her on appropriate application made to the registry in this behalf. The needful may be done within a period of two weeks from today.

(D.N.RAY,J)

ILA