

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL APPEAL NO. 2520 of 2008**

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AMIN BHANJIBHAI SAMIDAS

Versus

PATEL DASHRATHBHAI MAFATLAL & 10 other(s)

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Appearance:

MR RAJESH K SAVJANI(2225) for the Appellant(s) No. 1

MR MRUNAL R DHOLARIA(11915) for the Opponent(s)/Respondent(s)
No. 10,7,8,9

MR. BHAUMIK DHOLARIYA(7009) for the Opponent(s)/Respondent(s)
No. 10,7,8,9

PUBLIC PROSECUTOR for the Opponent(s)/Respondent(s) No. 11

RULE SERVED for the Opponent(s)/Respondent(s) No. 6

RULE SERVED THRU CONCERNED POLICE STN for the Opponent(s)/
Respondent(s) No. 1,3,5

UNSERVED EXPIRED (R) for the Opponent(s)/Respondent(s) No. 2,4

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CORAM:HONOURABLE MS. JUSTICE NISHA M. THAKORE

Date : 13/04/2023

ORAL ORDER

This Court by order dated 31.3.2023 considering the request learned advocate for the appellant had directed the Registry to verify the status of service of Rule upon respondent nos. 1 to 6. Pursuant to the order, report dated 10.04.2023 is submitted by the Police Inspector, Varasiya Police Station, Vadodara whereby it is reported that respondent nos. 2 and 4 – original accused have expired pending this appeal. The said report is accompanied with the copy of death certificate along with the statement of the relatives of the deceased respondent nos. 2 and 4. It transpires from the record that respondent no.2- Mafatlal Revabhai Patel has expired on 23.4.2021 and respondent no.4- Bharatbhai Mafatbhai Patel has expired on

10.04.2021.

Considering the report which has come on record along with death certificate, present appeal stands abated qua respondent nos. 2 and 4.

Mr. Tejas Satta, learned advocate has received instructions to appear on behalf of respondent nos. 1, 3, 5 & 6. Registry is directed to accept the Vakalatnama of Mr.Satta, learned advocate on behalf of respondent nos. 1, 3, 5 & 6.

At the request of Mr. Bhaumik Dholaria, learned advocate for the respondent nos. 7 to 10, stand over to 1.5.2023.

KAUSHIK J. RATHOD

(NISHA M. THAKORE,J)