

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 7835
of 2024**

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DHIRENBHAI PRAHLADBHAI PATEL

Versus

STATE OF GUJARAT & ANR.

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Appearance:

**KISHAN Y DAVE(8293) for the Applicant(s) No. 1
for the Respondent(s) No. 2**

**MR BHARGAV PANDYA ADDITIONAL PUBLIC PROSECUTOR for
the Respondent(s) No. 1**

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI

Date : 03/07/2024

ORAL ORDER

1. Heard learned advocate Mr. Rashesh Parikh with
learned advocate Mr. Kishan Y. Dave appearing
for the petitioner.

2. Learned advocate Mr. Rashesh Parikh points out
that the present petition is preferred as in the
proceedings under Negotiable Instructions Act
the drawer of the cheque is not made party in
the complaint. He states that in similar set of
facts the Co-ordinate Bench vide his order dated

7.6.2022 passed in Criminal Misc. Application NO. 9844 of 2022 and allied matters as are protected and therefore, the present petitioner is also required to be protected.

3. Considering the aforesaid aspect, issue **NOTICE** to the respondents making it returnable on **20.8.2024**. Direct service is permitted. In the meantime, there shall be ad-interim relief in terms of terms of paragraph No. 9(C).

4. To be heard with Criminal Misc. Application No. 9844 of 2022.

(NIRZAR S. DESAI, J)

Pallavi