

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 8303
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 TIRTHRAJ PANDYA ADDITIONAL PUBLIC PROSECUTOR for
the Respondent(s) No. 1**

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CORAM:HONOURABLE MR. JUSTICE NIRZAR S. DESAI**Date : 19/07/2024****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 order dated 7.6.2022 passed in

Criminal Misc. Application No. 9844 of 2022 and allied matters granted protection 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**. Learned Additional Public Prosecutor waives service of notice on behalf of the respondent - State. Direct service is permitted. In the meantime, there shall be ad-interim relief in terms of paragraph No. 9(C).

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

(NIRZAR S. DESAI,J)

Pallavi