

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (FOR CONSENT QUASHING) NO.
9069 of 2026**

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JASMIN BALASHANKAR MADHAK
Versus
STATE OF GUJARAT & ANR.

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Appearance:
MR YOGESHKUMAR A RATANPARA(7260) for the Applicant(s) No. 1
MS KRINA CALLA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE M. R. MENGDEY**Date : 03/08/2026****ORDER**

1. Learned advocate for the petitioner submitted that the respondent No.2 is an accused and at the time of ordering the respondent No.2 on bail by learned Sessions Court, had imposed a condition for him to deposit the amount of Rs.28 lakhs in cash. Accordingly, the respondent No.2 has deposited the amount of Rs.28 lakhs with the concerned court.

2. By filing the present application, the petitioner has prayed for disbursement of the said amount in favour of the applicant. He submitted that the respondent No.2 has deposited the said amount has no objection if the amount in question is ordered to be disbursed in favour of the applicant. It is also stated that there are no other victims except the present petitioner. Learned APP has opposed the present application.

3. Learned advocate appearing for the respondent No.2 submitted that he has no objection if the amount in question is disbursed in favour of the petitioner. The respondent No.2 has also filed an affidavit on record to the said effect.

4. Heard learned advocates for the respective parties. Having regard to the fact that the amount of Rs.28 lakhs which has been deposited by respondent No.2 before learned trial court was the amount deposited by the present petitioner with respondent No.2 for the purpose of purchase of land, and while enlarging the respondent No.2 on bail, a condition was imposed upon him for deposit of the said amount, accordingly, the amount in question has been deposited by respondent No.2 and he has no objection if the said amount is disbursed in favour of the petitioner, the present petition is allowed. The amount in question shall be disbursed in favour of the petitioner after due verification through account payee cheque.

5. Learned advocate Mr.Ravi L. Garchar states that he has received instructions to appear on behalf of the respondents. He shall file his Vakalatnama in the Registry. The Registry shall accept the same.

Manshi

(M. R. MENGDEY,J)