

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**SPECIAL CIVIL APPLICATION NO. 5002 of 2016****With****SPECIAL CIVIL APPLICATION NO. 5003 of 2016****TO****SPECIAL CIVIL APPLICATION NO. 5004 of 2016**=====

SUNIL JODHARAM PANJWANI & 1....Petitioner(s)

Versus**STATE OF GUJARAT & 2....Respondent(s)**
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Appearance:

MR.ADITYA J PANDYA, ADVOCATE for the Petitioner(s) No. 1 - 2

ADVANCE COPY SERVED TO GP/PP for the Respondent(s) No. 1

NOTICE SERVED BY DS for the Respondent(s) No. 1 - 3
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CORAM: HONOURABLE MS JUSTICE SONIA GOKANI**Date : 29/12/2016****COMMON ORAL ORDER**

1. Learned Advocate, Mr. Pandya, for the petitioner sought to rely on the decision of the Apex Court in "STATE OF PUNJAB AND ORS. VS. RAFIQ MASI (WHITE WASHER)ETC.", 2014(14) Scale 300, whereas, the learned AGP sought to rely on the decision in the case of 'HIGH COURT OF PUNJAB AND HARYANA VS. JAGDEV SINGH', 2016 (3)AISLJ 88.

2. Considering the facts and circumstances and submissions made by the learned Advocates for the parties, the matter requires consideration.

3. **RULE**, returnable on **27TH FEBRUARY, 2017**. Learned AGP wavier service of rule for the Respondent No.1-State.

(MS SONIA GOKANI, J.)

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