

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (QUASHING) NO. 16461 of 2026

=====

HARISHCHANDRA KANTILAL VAKHARIYA
Versus
STATE OF GUJARAT & ANR.

=====

Appearance:
MR MANAN A SHAH(5412) for the Applicant(s) No. 1
MS MONALI BHATT, PUBLIC PROSECUTOR for the Respondent(s) No. 1

=====

CORAM:HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 23/07/2026

ORAL ORDER

1. Learned advocate, Mr. Shah, appearing for the applicant submitted that the impugned FIR is filed for failure of payment of EPF amount for the period between December, 1995 to February, 1996. It was submitted that, as per the report submitted by the Enforcement Officer, the charge of the partnership firm, namely M/s. K.J. Vakhariya & Co. was taken over by Rajan Prints in April, 1994. It was submitted that thereafter, an application was also given by said Rajan Prints to change the name from M/s. K.J. Vakhariya & Co. to Rajan Prints. It was submitted that Rajan Prints had also applied for a separate PF account in August, 1996. In that background, the present proceedings

against the applicant, who is one of the partners of M/s. K.J. Vakhariya & Co., is nothing, but, the abuse of the process of law.

2. Considering the above submissions, **Notice**, returnable on **10th September, 2026**. Learned APP waives service for the Respondent-State.

2.1 There shall be *ad-interim* relief, in terms of **Paragraph-7(C)**, qua the present applicant, only.

UMESH/-

(M. K. THAKKER,J)