

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 282 of 2014**

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INTECH PHARMA PVT.LTD

Versus

STATE OF GUJARAT

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Appearance:

MR BM MANGUKIYA(437) for the APPLICANT(s) No. 1,2,3

MS BELA A PRAJAPATI(1946) for the APPLICANT(s) No. 1,2,3

MR ANAL S SHAH(3988) for the RESPONDENT(s) No. 2

PUBLIC PROSECUTOR(2) for the RESPONDENT(s) No. 1

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CORAM: **HONOURABLE MR.JUSTICE UMESH A. TRIVEDI****Date : 23/01/2019****ORAL ORDER**

Shri Anal S. Shah, learned advocate for respondent no.2 – original complainant states that in a prosecution under Section 138 of the Negotiable Instruments Act, 1881 wherein process was issued and served to the applicants, pursuant thereto, the applicants have filed the present application for quashing.

However, in this application, there is no stay granted against the trial. He makes a grievance that the applicants have not even attended the Court where the trial is pending. No such application by the applicants for quashing of the process be entertained where they are not attending even the learned trial Court, though trial is not stayed. It appears that the applicants have a scant regard for the process of the Court. This application could have been dismissed only on that ground. However, it is adjourned on a request by Shri

Bhamber Jivabhai, learned advocate for Shri B.M. Mangukiya, learned advocate for the applicants with a direction to the learned trial Court to immediately proceed with the trial and see that the trial is conducted and proceeded further.

Registry is directed to issue the writ of this order immediately so as to reach the learned trial Court as soon as possible.

Stand over to 04.02.2019.

(UMESH A. TRIVEDI, J.)

siji