

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 16049 of 2020**

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SANDEEPDAN AJITDAN GADHVI

Versus

STATE OF GUJARAT

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Appearance:

MR Y.N. LAKHANI, SR. ADVOCATE with KSHITIJ M AMIN(7572) for the
Applicant(s) No. 1

MS M D MEHTA, APP for the Respondent(s) No. 1

RULE SERVED for the Respondent(s) No. 2

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CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL**Date : 16/03/2022****ORAL ORDER**

Heard learned Senior Advocate Mr. Yogesh Lakhani with learned Advocate Mr. Kshitij M. Amin for the applicant and learned AGP Ms. M.D. Mehta for the respondent-State.

Learned Senior Advocate Mr. Lakhani raises a question of law i.e. when a demand bribe at the first instance, even before trap is laid, is made by the officer concerned and admittedly there being no subsequent acceptance or recovery then could such officer be prosecuted under Section 7A of the Prevention of Corruption Act, 1988.

Having regard to the issue of law raised by learned Senior Advocate, this Court, in the peculiar facts of this Court, would request the learned Government Pleader to assist this Court. For this purpose, let this matter be listed on 05.04.2022.

Interim relief granted earlier to continue till then.

(NIKHIL S. KARIEL,J)