

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION NO. 919 of 2019**

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HARSHABEN SURESHBHAI PATEL

Versus

STATE OF GUJARAT

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Appearance:

MR MALAVSINGH N CHAUHAN(10279) for the Applicant(s) No. 1

MR NIRUPAM NANAVATI, SENIOR ADVOCATE for MS BHAVINI N CHAUHAN(10271) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MS JIRGA JHAVERI, ADDITIONAL PUBLIC PROSECUTOR(2) for the Respondent(s) No. 1

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CORAM: **HONOURABLE MR.JUSTICE UMESH A. TRIVEDI****Date : 06/08/2019****ORAL ORDER**

1. Heard Shri Nirupam Nanavati, learned Senior Advocate for Ms. Bhavini Chauhan, learned advocate for the applicant. He submits that the applicant – accused is a house wife and is not taking active part or interest in the firm, to which, according to him, money advanced.

2. He submits that she being a house wife might have signed the cheques at the say of her husband without knowing the consequences thereof, and therefore, he further submits that considering she being a lady as also the aforesaid aspect, by directing the applicant to deposit the amount within stipulated time, if she is released on bail, ends of justice would be met. Hence, **NOTICE** returnable on 25.09.2019. Ms. Jirga Jhaveri, learned Additional Public Prosecutor, waives service of

notice on behalf of respondent no.1 – State.

3. The applicant shall deposit the amount of cheque, being Rs.35 lakhs, in seven equal weekly installments. The first installment shall be deposited on or before 08.08.2019. If she fails to deposit the installments as aforesaid before the learned trial Court, it shall be free to issue non-bailable warrant against the applicant. The learned trial Court, on deposit of the amount, shall invest the same in cumulative fixed deposit in any nationalized bank and the receipt thereof shall be kept with the Registrar of the learned trial Court. No advance or loan shall be raised over the same by anyone. Pending admission, the applicant is directed to be released on bail on her executing the personal bond of Rs.50,000/- with surety of the like amount on the terms and conditions that may be imposed by the learned trial Court. Bail bonds shall be executed before the learned trial Court.

Direct service is permitted today.

(UMESH A. TRIVEDI, J.)

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