

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**

**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 11291 of 2023  
With**

**R/SPECIAL CRIMINAL APPLICATION NO. 11299 of 2023**

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**DINESHSINGH UDAYSINGH CHADANA**

**Versus**

**STATE OF GUJARAT & ANR.**

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**Appearance:**

**MR NISARG N TRIVEDI(6144) for the Applicant(s) No. 1**

**DS AFF.NOT FILED (N) for the Respondent(s) No. 2**

**MR. NIRAJ SHARMA, APP for the Respondent(s) No. 1**

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**CORAM:HONOURABLE MS. JUSTICE NISHA M. THAKORE**

**Date : 17/08/2026**

**COMMON ORAL ORDER**

When the matter is taken up, learned advocate on record for the applicant is absent.

2. Learned APP Mr. Niraj Sharma appearing for the respondent-State has placed on record the report dated 17.08.2026 submitted by Police Inspector, Khadia Police Station, Ahmedabad City. The same is permitted to be taken upon record.

3. At the outset, learned APP has invited my attention to the fact that, against the stay proceedings in connection with the impugned FIR along with charge-sheet was stayed vide order dated 08.07.2024.

However, the investigation case papers suggest that the charge-sheet was filed on 16.10.2023 against the present applicant for the offence alleged, which was submitted before the court of learned Additional Chief Metropolitan Magistrate, Court No.16, Ahmedabad. Accepting the said report, the learned Judge had issued the process upon the accused vide order dated 20.01.2024. The copy, thereafter, was served upon the accused including the present applicant on 16.03.2024. Referring to the aforesaid events, learned APP had submitted that the charge was framed on 12.04.2024. In view thereof, the present proceedings in the present format would not be maintainable. In this regard, reliance was placed on the recent judgment of the Hon'ble Supreme Court in the case of **Pradnya Praline Kulkarni v. State of Maharashtra & Anr.** reported in **(2025 LiveLaw (SC) 875)**.

4. Considering the aforesaid submissions of the learned APP, the applicant is hereby permitted to convert the present petition into the Criminal Misc. Application instead of the Special Criminal Application.

5. Let the aforesaid amendment be carried out fortnightly and the copy of the amended Criminal Misc. Application be submitted before the Registry of this Court within 15 days from today. Once the aforesaid exercise is undertaken by the learned advocate for the

applicant, Registry is directed to place this matter before the appropriate Court.

6. Interim relief, granted earlier, to continue till then.

SUYASH SRIVASTAVA

**(NISHA M. THAKORE,J)**