

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 6409 of 2016

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ASHITBHAI BIPINBHAI GANDHI....Applicant(s)

Versus

STATE OF GUJARAT & 1....Respondent(s)

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Appearance:

MR BM MANGUKIYA, ADVOCATE for the Applicant(s) No. 1

MS BELA A PRAJAPATI, ADVOCATE for the Applicant(s) No. 1

MR RONAK RAVAL, ADDL. PUBLIC PROSECUTOR for the Respondent(s)

No. 1

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CORAM: HONOURABLE MS JUSTICE SONIA GOKANI

Date : 21/10/2016

ORAL ORDER

1. It is the case of the petitioner that petrol pump would not come within the definition of 'factory' nor would it be possible to say that any manufacturing process is going on at the petrol pump. It is moreover the case of the petitioner that in earlier prosecution, he has been given acquittal for want of evidence.

2. Issue rule returnable on 11.11.2016. Mr. Ronak

Raval, waives service of notice of rule for and on behalf of respondent No.1.

3. Petitioner shall be at liberty to make a request for adjournment on the next date of hearing before the trial Court.

Direct service is permitted.

(MS SONIA GOKANI, J.)

SUDHIR