

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 8931 of 2016**

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DANSINGBHAI BHAGVANJIBHAI MORI & 4....Applicant(s)

Versus

STATE OF GUJARAT & 5....Respondent(s)

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Appearance:

MR C B UPADHYAYA, ADVOCATE for the Applicant(s) No. 1 - 5

MS SHRUTI PATHAK, APP for the Respondent(s) No. 1

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CORAM: HONOURABLE MR.JUSTICE J.B.PARDIWALA

Date : 23/11/2016

ORAL ORDER

Let **Notice be issued** to the respondents, returnable on **15.12.2016**. Ms. Pathak, the learned Additional Public Prosecutor waives service of notice for and on behalf of the respondent no.1-State of Gujarat.

The learned counsel appearing for the applicants is permitted to delete the respondents nos.2, 3, 4, 5 and 6. At the same time, he is permitted to implead the original first informant as a respondent no.2. The cause-title be amended accordingly at the earliest.

The respondent no.2 – original first informant be served directly through the Investigating Officer of the concerned Police Station. On the returnable date, the Investigating Officer shall explain as to in what manner the offence of dacoity punishable under Section-395 of the IPC is made out.

I take notice of the fact that the FIR is of the year 2014 and till this date, no chargesheet has been filed. Till the next returnable date, the Investigating Officer shall not file any chargesheet.

(J.B.PARDIWALA, J.)

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