

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL REVISION APPLICATION (AGAINST CONVICTION -
NEGOTIABLE INSTRUMENT ACT) NO. 1290 of 2025**

With

**CRIMINAL MISC.APPLICATION (MODIFICATION/DELETION OF
CONDITION) NO. 1 of 2025**

In

R/CRIMINAL REVISION APPLICATION NO. 1290 of 2025

With

**CRIMINAL MISC.APPLICATION (FOR WITHDRAWAL/DISBURSEMENT
OF AMOUNT) NO. 1 of 2026**

In

R/CRIMINAL REVISION APPLICATION NO. 1290 of 2025

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PARESH DHIRAJLAL ZAVERI (PARTNER OF SANKALP TEXTILE)

Versus

NANDAN DENIM LTD. THRO GAURANG M. SHAH & ANR.

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Appearance:

A S TIMBALIA(7372) for the Applicant(s) No. 1

MR BIPINKUMAR J THAKKER(11108) for the Respondent(s) No. 1

**MR HARSH M UPADHYAY for MR SIDDHARTH H DAVE(5306) for the
Respondent(s) No. 1**

**MR PRANAV DHAGAT, ADDITIONAL PUBLIC PROSECUTOR for the
Respondent(s) No. 2**

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CORAM:HONOURABLE MS. JUSTICE GITA GOPI

Date : 23/04/2026

ORDER

IN CRIMINAL REVISION APPLICATION :-

Heard learned advocates for the respective parties.

The interim relief granted earlier vide order dated
07.08.2025 is made absolute.

Let the matter be listed in due course.

Sd/-
(GITA GOPI, J)

IN CRIMINAL MISC. APPLICATION (FOR WITHDRAWAL / DISBURSEMENT OF AMOUNT)

1. **RULE.** Learned Additional Public Prosecutor and learned Advocate Mr. Harsh M. Upadhyay waives service of notice of Rule on behalf of respondents No.2 and 1 respectively.
2. By way of this application, the applicant has made a prayer that the amount deposited pursuant to the order dated 07.08.2025 passed by this Court in the above Criminal Revision Application be permitted to be withdrawn by the applicant.
3. Learned Advocate for the applicant Mr. A.S. Timbalia submitted that pursuant to the order of this Court, 30% of the amount has been deposited by the accused and therefore, the above prayer has been made.
4. Heard learned Advocates for the respective parties.
5. The complainant is made aware of the provision of Section 148 of the Negotiable Instruments Act, 1881

(hereinafter referred to as the 'N.I. Act' in short) that incase of acquittal, the complainant has to repay the amount so released, with interest at the bank rate as published by the Reserve Bank of India, prevalent at the beginning of the relevant financial year.

6. In the result, the application is allowed. The concerned Court is directed to disburse the amount of Rs.1,24,412/- to the applicant herein, on proper verification of his identity.

7. Rule is made absolute to the aforesaid extent. Direct Service is permitted.

Sd/-
(GITA GOPI, J)

IN CRIMINAL MISC. APPLICATION (FOR MODIFICATION OF ORDERS)

As the amount has already been deposited, the present application stands disposed of.

Sd/-
(GITA GOPI,J)

CAROLINE / # 258