

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 18796 of 2020**

JAYESHKUMAR MATHURBHAI PATEL

Versus

STATE OF GUJARAT

Appearance:

MR MALAVSINGH N CHAUHAN(10279) for the Applicant(s) No. 1,2,3

MS BHAVINI N CHAUHAN(10271) for the Applicant(s) No. 1,2,3

for the Respondent(s) No. 2

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

CORAM:HONOURABLE MR. JUSTICE A.S. SUPEHIA**Date : 11/12/2020****ORAL ORDER**

Learned advocate Mr.Malavsingh N. Chauhan has submitted that so far as accused No.2 and 3 are concerned, they are already released on bail and so far as accused No.1 is concerned, he is still not releasing on bail and the charge-sheet reveals that no notice has been issued against him. He has also submitted that present complaint is filed almost after 19 years of marriage on totally false and fabricated facts and circumstances. It is submitted that the allegations, which are levelled in the impugned FIR are absurd, inerrant and improper and the same has been filed in order to harass the applicants.

Issue notice returnable on **21.01.2021**. Meanwhile, no coercive steps shall be taken against the applicant No. 1-accused only.

The applicants-accused shall fully cooperate with the investigation. The applicants-accused shall remain present as and when summoned by the Investigating Officer. The Investigating Officer shall prepare a report/ draft-charge-sheet and produce it before this Court, after the investigation is over.

In case, the applicants-accused do not cooperate with the investigation, it will be open for the Investigating Officer to invite the attention to the learned APP for such non-cooperation.

Sd/- .
(A. S. SUPEHIA, J)

NEHA GUPTA /// VishalMishra