

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL MISC.APPLICATION (FOR ANTICIPATORY BAIL) NO. 19274  
of 2026**

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HIREN VIPINCHANDRA SHAH

Versus

STATE OF GUJARAT

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Appearance:

MR RR MARSHALL, SENIOR ADVOCATE WITH MR DAIFRAZ

HAVEWALLA(3982) for the Applicant(s) No. 1

MR VIRAT G POPAT(3710) for the Respondent(s) No. 1

MR DHAWAN JAYSWAL, APP for the Respondent(s) No. 1

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**CORAM:HONOURABLE MR.JUSTICE SANJEEV J.THAKER****Date : 24/08/2026****ORAL ORDER**

1. By way of this application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (*for short*, “BNSS”), the applicant/s has prayed for anticipatory bail in the event of arrest in connection with the FIR being C.R. No.11210050260787 of 2026, registered with the Rander Police Station, District Surat City for the offences punishable under Sections 316(5) and 61 of the Bharatiya Nyay Sanhita.

2. Heard, the learned senior advocate for the applicant/s, learned APP for the State and learned advocate for the original complainant.

3. Considering the facts of the case, more particularly, the applicant has already cooperated with the

investigation; he has remained present before the investigating authority before the FIR was filed and also after the order dated 06.05.2026 was passed in Special Criminal Application (Quashing) No.6449 of 2026, was passed, there are proceedings pending before the NCLT which has been filed by the applicant with respect to the disputed shares and the company-Adajan Health Care. Moreover, the complainant has also filed proceedings before NCLT. Learned senior advocate Mr.Marshall has made statement at the bar that the applicant is ready to file an affidavit to the effect that he is ready to purchase the disputed shares as per the ascertained valuation report that may be ascertained by the valuer appointed by the NCLT. The said affidavit be filed within one week. At this stage, the Court is not taking into consideration whether the shares have to be equally distributed amongst all the Directors or whether the said shares have to be purchased by the highest bidder, as the said issues are pending before the NCLT.

3.3 Considering the said facts, prima facie, this Court is of the opinion that the protection is required to be granted.

4. Under the circumstances, *Notice*, returnable on 16.09.2026. Learned Additional Public Prosecutor waives

service of notice on behalf of the respondent – State.

5. By way of interim relief, no coercive steps shall be taken against the applicant/s till the next date, on condition that the present applicant/s appear before the concerned Investigating Officer for recording of the statement on 31.08.2026 between 11:00 a.m. and 02:00 p.m. The investigation shall go on and the applicant/s shall cooperate with the investigating agency.

Direct service is permitted.

**(SANJEEV J.THAKER,J)**

SRILATHA