

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION NO. 11849 of 2021**

PRAVIN SHAMBHUSHANKAR JOSHI

Versus

STATE OF GUJARAT

Appearance:

MS. KITTY S MEHTA(7025) for the Applicant(s) No.

1,10,11,12,13,2,3,4,5,6,7,9

for the Respondent(s) No. 2

PUBLIC PROSECUTOR(2) for the Respondent(s) No. 1

CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA**Date : 03/12/2021****ORAL ORDER**

Heard Mr.Y.V.Vaghela assisted by Ms.Kitty S. Mehta, learned counsel for the petitioners.

2. From the record, it appears that private complaint is filed against the petitioners for the offence under Sections 120-B, 182, 211, 177, 181, 191, 192, 193, 199, 200, 209, 211, 114 of the Indian Penal Code, 1860, wherein, the trial Court has issued process under Section 204 of the Cr.P.C. From bare reading of the complaint and the observations made in the order, it appears that the civil appeal filed before the Civil Court is pending. Thus, while issuing process, trial Court has failed to consider this aspect.

3. In view of the above, matter deserves consideration. Hence, **Notice**, returnable on **31.03.2022**. Learned APP waives Notice for the respondent state. Meanwhile, ad-interim relief in terms of para 8(C) is granted qua present Petitioners.

(ILESH J. VORA,J)

SUCHIT