

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 21418 of 2021**

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ARIF MAHMADBHAI PATEL

Versus

STATE OF GUJARAT

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Appearance:

MR ASHISH M DAGLI(2203) for the Applicant(s) No. 1,2,3,4
for the Respondent(s) No. 2

MR HARDIK SONI, APP for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE ILESH J. VORA**

Date : 07/12/2021

ORAL ORDER

1. Heard Mr. Ashish Dagli, learned advocate for the applicants.

2. This application has been filed for quashing of FIR registered with Gotri Police Station, Vadodara City for the offence punishable under Sections 4(1), 4(3) and 5 of the Land Grabbing (Prohibition) Act.

3. A bare perusal of the FIR would show that for the incident alleged to have been occurred on 20.10.2016, the impugned FIR came to be registered on 10.11.2021. Civil disputes between the parties are pending before the competent Court. Thus, prima-facie, it appears that civil dispute is given colour of criminal proceedings. Thus, the matter deserves consideration.

4. Let notice be issued returnable on **05.04.2022.**

Learned APP waives service of notice for and on behalf of the respondent-State.

5. Meanwhile, there shall be no coercive steps to be taken against the present applicants. However, investigation may continue and the applicants are directed to co-operate with the investigation.

TAUSIF SAIYED

(ILESH J. VORA,J)