

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL REVISION APPLICATION NO. 1131 of 2022

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HARIBHAI DEVABHAI CHAUHAN

Versus

RAMJIBHAI VIRJIBHAI CHAUDHARI

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Appearance:

MR RAJESH K SHAH(784) for the Applicant(s) No. 1

for the Respondent(s) No. 1

MR R. C. KODEKAR, APP for the Respondent(s) No. 2

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CORAM:HONOURABLE MR. JUSTICE SAMIR J. DAVE

Date : 14/10/2022

ORAL ORDER

1. The applicant is ready and willing to deposit Rs.70,000/- (Rupees Seventy Thousand only) before the concerned Trial Court within a period of two months from today.
2. By preferring this application, applicant has requested to quash and set aside the judgment and order dated 23.03.2018 passed by learned 3rd Additional JMFC, Palanpur in Criminal Case No.2920 of 2012 and judgment and order dated 30.09.2022 passed by the learned Session Judge, Sessions Court, Banaskantha at Palanpur in Criminal Appeal No.52/2018 and acquit him for the charges levelled against him as well as release him on bail during the pendency of the present revision application.

3. Heard learned advocate for the applicant.
4. **Rule**, returnable on **16.12.2022**. Learned APP waives service of notice for and on behalf of the respondent No.1-State.
5. Interim relief in terms of Para Nos.7(d) and 7(e) of this application stands granted.
6. During the hearing and final disposal of the present revision application, the sentence imposed upon the applicant vide judgment and order dated 23.03.2018 passed by learned 3rd Additional JMFC, Palanpur in Criminal Case No.2920 of 2012 and judgment and order dated 30.09.2022 passed by the learned Session Judge, Sessions Court, Banaskantha at Palanpur in Criminal Appeal No.52/2018 shall stand suspended and applicant is ordered to be released on bail on same terms and conditions as were prescribed by the trial Court; but with fresh bail bond and surety.
7. Direct service is permitted.

MEHUL B. TUVAR

(SAMIR J. DAVE,J)