

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION NO. 12934 of 2021****SOLANKI RAMESHBHAI GOVINDBHAI****Versus****STATE OF GUJARAT****Appearance:****MR. JIT P PATEL(6994) for the Applicant(s) No. 1****MS. NIYATI K JUTHANI(7014) for the Applicant(s) No. 1
for the Respondent(s) No. 2****MR LB DABHI, ADDITIONAL PUBLIC PROSECUTOR(2) for the
Respondent(s) No. 1****CORAM:HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI****Date : 05/01/2022****ORAL ORDER**

Heard learned advocate for the petitioner.

It is submitted by the learned advocate for the petitioner that with similar type of allegations which are levelled against the present petitioner in the FIR in question, the concerned authority has filed the FIR in the year 2017 against the petitioner for the alleged incident, which has taken place during the period between 2010 to 2014. The petitioner is facing trial in connection with the said FIR. Now, for the same period, another FIR is filed in June, 2021 which is nothing but an abuse of the process of the Court.

In view of the aforesaid submissions, issue Notice returnable on 31.03.2022. Learned Additional Public Prosecutor waives service of notice for the respondent State.

Till the returnable date, it is open for the Investigating Agency to proceed further with the investigation. However, charge-sheet shall not be filed against the petitioner without prior permission of this Court.

(VIPUL M. PANCHOLI, J)

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