

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION NO. 12963 of 2021

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GHANSHYAMBHAI VALLABHBHAI PAMBHAR

Versus

STATE OF GUJARAT

=====

Appearance:

MR NIRUPAM NANAVALY, SENIOR ADVOCATE ASSISTED BY MR
DAXAY PATEL FOR MR BHARAT T RAO(697) for the Applicant(s) No. 1,2
MR RONAK RAVAL, ADDITIONAL PUBLIC PROSECUTOR(2) for the
Respondent(s) No. 1

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CORAM: **HONOURABLE MR. JUSTICE VIPUL M. PANCHOLI**

Date : 05/01/2022

ORAL ORDER

Heard learned Senior Advocate appearing for the
petitioner.

Learned Senior Advocate Mr. Nanavaty appearing
for the petitioner has mainly contended that the
issue involved in the present petition is squarely
covered by the decision rendered by this Court in the
case of *Narayan @ Narayan Sai @ Mota Bhagwan S/o.
Ashram Bapu Vs. State of Gujarat* reported in *2014(5)
GLR 4165*. Learned Senior Advocate has also placed on
record the two other orders passed by this Court in
similar type of matter and, thereafter, contended
that the issue involved in the present petition
requires consideration and the same is covered by the
aforesaid decisions. However, learned Senior Advocate
has fairly submitted that contrary view is taken by
the co-ordinate Bench of this Court in the case of
Nizamuddin Fakhruddin Kazi Vs. State of Gujarat
reported in *2016(1) GLR 208*.

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, ad-interim relief in terms of Paragraph-62(C) is granted.

(VIPUL M. PANCHOLI, J)

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