

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (QUASHING) NO. 14489 of 2024**

=====

SATVINDER MANJITSINGH VASU
Versus
STATE OF GUJARAT & ANR.

=====

Appearance:

MR.NANDISH H THACKAR(7008) for the Applicant(s) No. 1

MR. KRUTIK PARIKH, APP for the Respondent(s) No. 1

=====

CORAM:HONOURABLE MR. JUSTICE SANDEEP N. BHATT

Date : 28/10/2024**ORAL ORDER**

1. The present petition is filed for the following prayers:

“(A) Your Lordships may be pleased to quash and set aside the order dated 11.10.2024 passed by the learned 7th Additional Sessions Judge, Ahmedabad in Criminal Revision Application No. 168 of 2024, in the interest of justice;

(B) Your Lordships may be pleased to stay the execution, implementation and operation of the order dated 11.10.2024 passed by the learned 7th Additional Sessions Judge, Ahmedabad in Criminal Revision Application No. 168 of 2024 as well subsequent as proceedings thereunder, in the interest of justice;

(C) Your Lordships be pleased to grant such other and further relief(s) as may be deemed fit in the interest of justice;”

2. Heard learned advocate Mr. Nandish H. Thackar for the petitioner and learned APP for the respondent – State.

2.1 Learned advocate for the petitioner has submitted that the learned trial Court has committed error in sending the cheque for opinion of handwriting expert. He has relied upon the judgment in the case of *Oriental Bank of Commerce Vs. Prabodh Kumar Tewari* reported in *2022 SCC OnLine SC 1089*, more particularly, paras 18 to 20.

3. Learned APP has opposed the submissions made on behalf of the petitioner and the prayers made in the present petition as the matter is at the stage of preliminary investigation.

4. Considering the submissions made at the bar, matter requires consideration.

5. Issue **Notice**, returnable on **23.12.2024**. Learned APP waives service of notice for and on behalf of the respondent – State.

6. Interim relief in terms of para 8(B) is granted till the next date of hearing.

Direct service is permitted.

(SANDEEP N. BHATT,J)

SLOCK BAROT