

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/SPECIAL CRIMINAL APPLICATION NO. 12282 of 2022

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BASHIRBHAI ABDULSATTAR DADI @ BASHIRAHMED ABDULSATTAR
DADI

Versus
STATE OF GUJARAT

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Appearance:

MR CHETAN K PANDYA(1973) for the Applicant(s) No. 1
for the Respondent(s) No. 2

MS MOXA THAKKAR, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA

Date : 24/11/2022

ORAL ORDER

Heard Mr. C.K. Pandya, learned counsel for the applicant.

This application is filed for quashing of proceedings of Criminal Complaint No.132478 of 2021 filed by the respondent no.2 under Section 174 of the Indian Penal Code read with Section 70(1) of the Gujarat Goods & Service Tax Act, 2017 and Central Goods & Service Tax Act, 2017. The allegations are to the effect that the applicant had avoided the summons issued to him. Learned advocate for the applicant would submits that, the applicant has appeared before the authority and his statement under Section 67 of the Gujarat Goods & Service Tax Act, 2017 has already been recorded by the authority.

Considering the allegations levelled in the complaint, the

matter deserves consideration. Let **Rule** be issued returnable on **03.04.2023**. Learned APP waives service of rule for the respondent-State. Meanwhile, relief in terms of para-25(b) is granted. Direct service is permitted for respondent no.2.

TAUSIF SAIYED

(ILESH J. VORA,J)