

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION NO. 1602 of 2019**

=====

GOPALBHAI POLABHAI

Versus

STATE OF GUJARAT

=====

Appearance:

MR NIRZAR S DESAI(2117) for the Applicant(s) No. 1,2
for the Respondent(s) No. 2

MS MH BHATT, APP for the Respondent(s) No. 1

=====

CORAM: HONOURABLE MR.JUSTICE B.N. KARIA**Date : 03/12/2019****ORAL ORDER**

The applicant has challenged the impugned judgment and order dated 24.10.2019 passed by learned Sessions Judge Bhavnagar in Criminal Misc. Application No. 1739 of 2019.

Heard learned advocate for the applicant.

It is submitted by learned advocate for the applicant that the anticipatory bail was granted by this Court in favour of the present applicant in connection with FIR lodged by the respondent no.2 on 18th January 2019. That, on the basis of the complaint lodged against the present applicant by the respondent no.2, request for cancellation of anticipatory bail was made before the learned Sessions Court. That, learned

Sessions Court without giving any opportunity of hearing hurriedly passed an order of canceling the anticipatory bail granted by this Court. Learned advocate has further submitted that manner in which the order was passed by the learned Sessions Judge, Bhavnagar is contrary to the facts and record and is erroneous. Learned advocate for the applicant has produced compilation of the documents, which is taken on record.

Issue requires consideration.

Rule returnable on 7th January 2020. Learned APP waives services of notice of rule for and on behalf of the respondent-State.

Prayer sought for in para 14(C) stands granted till the next date of hearing. The judgment and order dated 24.10.2019 passed by learned Sessions Judge Bhavnagar in Criminal Misc. Application No. 1739 of 2019 stands stayed and suspended till the next date of hearing.

Direct service is permitted.

(B.N. KARIA, J)

K. S. DARJI