

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION NO. 1688 of 2019**

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PRATIK RAMESHBHAI SORATHIYA

Versus

STATE OF GUJARAT

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Appearance:

PRERAK P OZA(8279) for the Applicant(s) No. 1

for the Respondent(s) No. 2

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

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CORAM: HONOURABLE MR.JUSTICE B.N. KARIA

Date : 26/12/2019

ORAL ORDER

1. The applicant has challenged the impugned judgment and order dated 16.11.2019 passed below Exh.24 by the Family Court, Ahmedabad in Criminal Misc. Application No.2957 of 2018.

2. Heard learned advocate for the applicant.

3. It is submitted by learned advocate for the applicant that learned Family Court has straightaway passed the impugned judgment and order granting maintenance to the respondent-wife without giving any opportunity of hearing to the applicant. It is further submitted that right of producing the evidence was closed by the Family Court. However, the applicant has shown his *bona fide* by depositing an amount of Rs.40,000/-

before learned Family Court, Ahmedabad.

4. Issue requires consideration.

5. Hence, **Rule**, returnable on 30.01.2020. Learned APP waives service of notice of Rule on behalf of the respondent-State.

6. The impugned judgment and order dated 16.11.2019 passed below Exh.24 by the Family Court, Ahmedabad in Criminal Misc. Application No.2957 of 2018 shall be suspended till the next date of hearing.

(B.N. KARIA, J)

rakesh/