

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION (FOR QUASHING & SET ASIDE
FIR/ORDER) NO. 27048 of 2025

With
CRIMINAL MISC.APPLICATION (FOR STAY) NO. 1 of 2026
In R/CRIMINAL MISC.APPLICATION NO. 27048 of 2025

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RAJESH RANCHODBHAI PATEL & ANR.

Versus
STATE OF GUJARAT & ANR.

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Appearance:

C K SOMPUA(7693) for the Applicant(s) No. 1,2
MR JIGAR D DAVE(6528) for the Applicant(s) No. 1,2
MR JAY MEHTA, APP for the Respondent(s) No. 1
SHRIJIT G PILLAI(7937) for the Respondent(s) No. 2

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CORAM: HONOURABLE MRS. JUSTICE M. K. THAKKER

Date : 28/07/2026

ORAL ORDER

1. Pursuant to order dated 22.07.2026 passed by this Court, the undertakings are filed by the present applicants, which are reproduced hereinbelow and the same are ordered to be taken on record.

Undertaking of the petitioner no.1

I, Rajesh Ranchodbhai Patel, Age: 63 years, Male, Occupation: Business, Residing at: 61, Gokulnath Society, Near Saraswati Complex, GIDC Road, Manjalpur, Vadodara, do hereby submit this Undertaking in the matter of CRMA No. 27048 of 2025 pending before this Honorable Court, as follows:

1. I am the Present petitioner no. 1 in the Quashing petition being CRMA No. 27048 of 2025 pending before this honorable court.

Respondent no. 2 is representative of the bank.

2. I undertake before this honorable court that I have already handed over the peaceful possession of the property mentioned in the first information report in favor of the Bank of Baroda, Vadodara Branch.

3. Furthermore, I undertake that I will not claim any right, title, or interest in the said property in the future, unless some legal order is passed in my favor through due process of law, and I will also strictly refrain from entering the said property illegally.

4. I am filing this affidavit without prejudice to my legal rights and legal remedies which are available to me.

5. I submit this affidavit with the utmost sincerity and request the Honorable Court to consider it as part of the proceedings in CRMA No. 27048 of 2025 in the interest of justice.

Undertaking of the petitioner no.2

I, Champaben Ranchoddbhai Tribhovanbhai Patel, Age: 86 years, Female, Residing at: 61, Gokulnath Society, Near Saraswati Complex, GIDC Road, Manjalpur, Vadodara, do hereby submit this Undertaking in the matter of CRMA No. 27048 of 2025 pending before this Honorable Court, as follows:

1. I am the Present petitioner no. 2 in the Quashing petition being CRMA No. 27048 of 2025 pending before this honorable court. Respondent no. 2 is representative of the bank.

2. I undertake before this honorable court that I have already handed over the peaceful possession of the property mentioned in

the first information report in favor of the Bank of Baroda, Vadodara Branch.

3. Furthermore, I undertake that I will not claim any right, title, or interest in the said property in the future, unless some legal order is passed in my favor through due process of law, and I will also strictly refrain from entering the said property illegally.

4. I am filing this affidavit without prejudice to my legal rights and legal remedies which are available to me.

5. I submit this affidavit with the utmost sincerity and request the Honorable Court to consider it as part of the proceedings in CRMA No. 27048 of 2025 in the interest of justice.

2. Considering the statement made by the applicants, **Rule**. Learned APP waives service of Rule for and on behalf of the respondent – State.

3. Interim relief in terms of para-9(C) is granted qua the present applicants.

4. List in seriatim.

5. In view of the order passed in the main matter, the Cr.M.A. No. 1 of 2026 does not survive, and the same is disposed of accordingly.

(M. K. THAKKER,J)

AMIT ITALIAN