

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL REVISION APPLICATION (AGAINST ORDER PASSED BY
SUBORDINATE COURT) NO. 2586 of 2025**

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STATE BANK OF INDIA

Versus

ASSISTANT DIRECTOR DIRECTORATE OF ENFORCEMENT & ORS.

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Appearance:

MR SAURABH S RACHCHH(11364) for the Applicant(s) No. 1

MOHIT A GUPTA(8967) for the Respondent(s) No. 5

MR RAJESH K KANANI(2157) for the Respondent(s) No. 1

MR TATSAT A BHATT(12760) for the Respondent(s) No. 2,3

NOTICE SERVED for the Respondent(s) No. 6

MR NIRAJ SHARMA, APP for the Respondent(s) No. 4

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CORAM:HONOURABLE MS. JUSTICE GITA GOPI**Date : 08/05/2026****ORAL ORDER**

It appears from the record that the learned Trial Court Judge has not followed the provisions of Section 226 of the Cr.P.C., where the prosecution has to open the case, as soon as the accused appears before the Court. The prosecutor is required to open the case by describing the charge brought against the accused by stating the evidence which he proposes to produce to prove the guilt of the accused. It is submitted by learned advocate Mr. Mohit Gupta that a discharge application has been moved.

Let the Trial Court first direct the Public Prosecutor to open the case and place on record all the list of documents for describing the charge and the evidence which they propose to rely

to prove the guilt. This exercise should be completed within a period of one week from this order, and immediately within a period of week, the discharge application moved by the accused to be heard and the charge be framed. Direct service is permitted. The matter be listed immediately on the board on receipt of the writ of this Court.

Let this matter be listed on 09.06.2026.

URIL RANA

(GITA GOPI,J)