

**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

Criminal Appeal No 734 of 2007

Prahalad Prabhudas Patel and Others

Appellants

Versus

State of Gujarat

Respondent

W I T H

Criminal Appeal No 736 of 2007

Criminal Appeal No 735 of 2007

O R D E R

- 1 We have heard Mr B H Marlapalle, senior counsel on behalf of the appellants and Mr P V Yogeshwaran with Ms Archana Pathak Dave, counsel for the respondent.
- 2 Having extensively heard submissions, we see no reason to interfere with the judgments which are impugned in this batch of appeals. There is no valid ground to discharge the accused. The appeals are dismissed.
- 3 However, we direct the trial court to conclude the trials expeditiously, preferably within a period of three months from the date on which a certified copy of this order is placed on its record at the time of the first appearance.
- 4 The appellants, Prahalad Prabhudas Patel (Accused No 3), Kirtibhai Madhavlal Joshi (Accused No 4) and Mahesh Narsinhdas Patel (Accused No 7) have been

granted bail. The order granting bail shall continue to remain in operation pending the trial.

- 5 In order to facilitate the expeditious conclusion of the trial, the Special Public Prosecutor and the above accused, A-3, A-4 and A-7 shall appear before the Special Judge on 9 November 2022 and the period of three months shall commence from the date of the first appearance thereafter.
- 6 The original records shall be returned to the Special POTA Court at Bhadra, Ahmedabad. Ms Archana Pathak Dave, counsel appearing on behalf of the State of Gujarat states that she will intimate the Registry of the designation of the Special POTA Judge in Ahmedabad to whom the files are to be returned.
- 7 The appeals are disposed of in the above terms.
- 8 Pending applications, if any, stand disposed of.

.....J.
[Dr Dhananjaya Y Chandrachud]

.....J.
[Hima Kohli]

.....J.
[Pamidighantam Sri Narasimha]

New Delhi;
September 29, 2022
CKB

ITEM NO.101

COURT NO.2

SECTION II-B

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Criminal Appeal No.734/2007

PRAHALAD PRABHUDAS PATEL & ORS.

Appellant(s)

VERSUS

THE STATE OF GUJARAT

Respondent(s)

WITH Cr1.A. No.736/2007 (II-B)
Cr1.A. No.735/2007 (II-B)

Date : 29-09-2022 These appeals were called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
HON'BLE MS. JUSTICE HIMA KOHLI
HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA

For Appellant(s)

Mr. B.H. Marlapalle, Sr. Adv.
Mr. Yogesh Yagnik, Adv.
Mr. Sanjay Kumar Visen, AOR
Mr. Ajit Pravin Wagh, Adv.
Ms. Prabhaleen A. Shukla, Adv.
Mr. Ramnesh Kumar Shahu, Adv.
Ms. Ritu Rastogi, Adv.
Ms. Mohini Kumari, Adv.

For Respondent(s)

Mr. P.V. Yogeshwaran, Adv.
Ms. Archana Pathak Dave, Adv.
Ms. Deepanwita Priyanka, AOR

**UPON hearing the counsel the Court made the following
O R D E R**

- 1 The appeals are disposed of in terms of the signed order.
- 2 Pending applications, if any, stand disposed of.

**(CHETAN KUMAR)
A.R. -cum-P.S.**

**(SAROJ KUMARI GAUR)
Assistant Registrar
(Signed order is placed on the file)**