

Gandevi: (2)

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File – 1 (First)

District: Navsari

In the Court of Additional Chief Judicial Magistrate – Gandevi

Criminal Case No. 2778 of 2004

Old Criminal Case (Gandevi Court) No. 4592 of 2002 (Dt.: 05/12/2002)

Criminal Case (Chief Court, Navsari) No. 2568 of 2003 (Dt.: 23/04/2003)

New Criminal Case (Gandevi Court) No. 2778 of 2004 (Dt.: 30/09/2004)

Complainant: State of Gujarat

V/s

Accused: Ketanbhai Kantilal Sheth

Act: Indian Penal Code Sections 406, 409, 420, 467, 468, 120(B).

Roznama and Exhibits NOs 1 to 217

Pages No. 001 to 612

Filed on: 05/12/2002

Disposed On:

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Additional Chief Judicial Magistrate Court

Navsari

Date: 17/10/2022

Sd/- Illegible
Assistant

Sd/- Illegible
Superintendent

Sd/- Illegible
Registrar

Sd/- Illegible
Addl. Chief Jud. Mag. Gandevi.

ROZKAM
(Daily Proceedings)

A. G. Raval, Judicial Magistrate's Court.

M-Case No. 3/02

1. Complainant: Mr. Champakbhai R. Mali, Gandevi, versus Accused (1) Home Trade Limited and others 20, residing in Mumbai.

2. 17/07/02: IPC Sections 406, 420, 120, etc. Complaint of M-Case No. 3/02.

07/09/02:

2. Today, production report of presenting accused Ketan Kantilal Seth in M-Case No. 03/02.

3. Application by the investigating officer to obtain the accused's remand along with case diary.

4. Advocate Mr. Ayazbhai A. Sheikh, on behalf of the accused, presented a vakalatnama under exhibit-3. As per order, the accused was granted 5 days' remand and handed over to P.S.I. Mr. A. M. Sarangi, Bilimora.

For the purpose, the accused to be presented after completion of remand.

12/09/2002:

5. Today, report of presenting the accused in custody after completion of remand.

6. Application by the investigating officer to obtain further remand of the accused. One-day remand approved, and order given to hand over to P.S.I. Mr. A. M. Sarangi (with case diary).

For the purpose, adjourned to present the accused. Date: 13/09/2002

Date: 13/09/2002:

7. Today, report of presenting the accused in judicial custody after completion of remand. (Accused taken into judicial custody).
8. Application by the investigating officer, P.S.I., Navsari Town Police Station, to obtain the accused through a transfer warrant. (Order to hand over the accused as per the requested transfer warrant).
9. Report by P.S.I. to obtain the accused through a transfer warrant.

Date: (Illegible):

10. Application by the accused under CrPC Section 437(1) for release on bail. (Adjourned for hearing on 21/09/2002). Issue notice to I.O. and APP. For the purpose, adjourned to present the accused and hear the application under exhibit-10 on 25/09/2002.

Date: 21/09/2002.

11. List of accused

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

21/09/2002:

12. Today, case presented. Accused's advocate present. Application for extension by the accused's advocate (approved). For the purpose, adjourned for hearing of exhibit-10 and to present the accused. (25/09/2002)

Date: 24/09/2002:

- Today, case presented. Heard arguments of the accused's advocate. For the purpose, adjourned for order.
- Date: 27/09/2002.

27/09/2002:

Today, case presented. Hon'ble court, under exhibit-10 application, orders rejection of the accused's bail application.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

14/10/2002:

13. Application by accused no. 4 as per presentation by police in this crime, ordered by the Hon'ble court under exhibit-13. Notice issued to APP. Adjourned for report. Date: 23/10/2002

Signature/- Illegible, Judicial Magistrate First Class, Gandevi.

23/10/2002:

14. Today, case presented. APP present. Accused's advocate present. Extension application by the accused received.

For the purpose, adjourned for order on exhibit-13 and report. Date: 30/10/2002.

Signature/- Illegible, Judicial Magistrate First Class, Gandevi.

30/10/02:

Today, case presented. Accused absent. As the accused is absent, adjourned in the interest of justice.

For the purpose, for hearing of exhibit-13 and report. Date: 24/11/02.

Signature/- Illegible, Judicial Magistrate First Class, Gandevi.

24/11/2002:

15. Today, case presented. Accused absent. Hon'ble court, under exhibit-13 application, orders rejection of the application.

Extension application by Circle Police Inspector to present chargesheet. (For hearing).

For the purpose, for hearing of exhibit-15 and to hear the investigating officer

Date: 05/12/2002.

Signature/- Illegible, Judicial Magistrate First Class, Gandevi.

19/10/2007:

Hon'ble High Court (Illegible).

Signature/- Illegible, Additional Chief Judicial Magistrate, Gandevi.

16/03/2005:

Complainant: Champaklal R. Mali, Advocate Mr. R. J. Desai.

Accused: Mr. Nandkishor Shankarlal Trivedi, IPC Sections 420, 406, 120(B).

Section or section of law under which the accused is tried proceeded against CrPC 156(3).

10/07/2002:

Upon receipt of the complainant's complaint, for investigation of criminal miscellaneous application.

Vakalatnama of Advocate Mr. R. J. Desai (filed).

Complainant's documentary list.

Action taken under exhibit-1 (Illegible).

Sent to Gandevi Police Station for investigation under CrPC 156(3).

Criminal Miscellaneous Application No. 11/2002

12/08/2002:

Today, case presented. Advocates not present. Hon'ble court on leave. Report not received.

For the purpose, adjourned for receipt of report. Date: 30/09/2002.

Signature/- Illegible, Registrar-Work-Nazar, Civil Court, Gandevi.

30/09/2002:

Today, case presented. Parties not present. Hon'ble court on leave.

For the purpose, adjourned for receipt of report. Date: 30/10/2002

Signature/- Illegible, Registrar-Work-Nazar, Civil Court, Gandevi.

30/10/2002:

Today, case presented. Parties not present. Report to be submitted.

For the purpose, adjourned for receipt of report. Date: 30/11/2002

30/11/2002:

Today, case presented before the court. Parties not present. Report not received.

List to be prepared.

For the purpose, adjourned for receipt of report. Date: 30/12/2002.

30/12/2002:

Today, case presented before the court. Parties not present. Report not received.

List to be prepared.

For the purpose, adjourned for receipt of report. Date: 31/01/2003

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

Date: 31/01/2003:

Today, case presented before the court. Parties not present. Report not received.

For the purpose, adjourned for receipt of report. Date: 31/03/2002.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

31/03/2003:

Today, case presented before the court. Parties not present. Issue notice to P.I.
For the purpose, adjourned.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

28/03/2003:

Today, case presented before the court. Parties not present.
For the purpose, adjourned for another date.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

12/05/2003:

Today, case presented before this court. Complainant present. Accused not present.

For the purpose, adjourned for evidence. Date: 10/06/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

10/06/2003:

Today, case presented before the court. Parties not present. No clarifications.

For the purpose, adjourned for evidence. Date: 30/06/2003

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

30/06/2003:

Today, case presented before the court. Parties not present. Issue notice to complainant to appear in Hon'ble court.

For the purpose, adjourned to serve notice to complainant. Date: 30/07/2003.

25/08.

30/07/2003:

Today, case presented before the court. Parties not present. Report not received.

Prepare list. Complainant not present. Issue notice to complainant.

For the purpose, adjourned to serve notice to complainant and submit report.

Date: 25/08/2003

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

Date: Illegible:

Today, case presented before the court. Parties not present. Serve notice to complainant.

For the purpose, adjourned to serve notice to complainant. Date: 30/09/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

Date: Illegible:

Today, case presented before the court. Parties not present. Issue notice to complainant. Issue notice to appear with their advocate.

For the purpose, adjourned to serve notice to complainant. Date: 24/10/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

24/10/2003:

Today, case presented before the court. Parties not present. Notice to complainant returned unserved. Issue notice.

For the purpose, adjourned to serve notice to complainant to appear in Hon'ble court. Date: 28/11/2003

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

28/11/2003:

Today, case presented before the court. Parties not present.

For the purpose, adjourned for receipt of report. Date: 26/12/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

26/12/2003:

Today, case presented before this court. Complainant and accused's advocates not present.

For the purpose, adjourned for receipt of report. Date: 22/01/2004.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

22/01/2004:

Today, case presented before the court. Parties not present. Report not received.

Prepare list.

For the purpose, adjourned for report. Date: 25/02/2004.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

25/02/2004:

Today, case presented before the court. Parties not present. Report not received.

For the purpose, adjourned for receipt of report. Date: 25/03/2004

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

Date: 25/03/2004:

Today, case presented before the court. Parties not present. Report not received.
For the purpose, adjourned for receipt of report. Date: 22/04/2004.

22/04/2004:

Today, case presented before the court. Parties not present. Report not received.
For the purpose, adjourned for receipt of report. Date: 12/05/2004.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

12/05/2004:

Today, case presented before this court. Parties not present. (Illegible) not received. Case adjourned due to transfer of Hon'ble judge.

For the purpose, adjourned for receipt of report. Date: 15/06/2002

Signature/- Illegible

Judicial Magistrate First Class, Gandevi

15/06/2004:

Today, case presented before the court. Parties not present. Report not received.
Prepare list for report.

For the purpose, adjourned for receipt of report. 22/06/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

22/06/2004:

Today, case presented before the court. Parties not present. Report not received.
Prepare list.

For the purpose, adjourned for receipt of report. 01/07/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

01/07/2004:

Today, case presented before the court. Parties not present. Report not received.
Prepare list.

For the purpose, adjourned for receipt of report. 23/07/2004

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

03/08/2004:

Today, case presented before the court. Parties not present. Report not received.
Prepare list.

For the purpose, adjourned for receipt of report. 02/09/2004

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

02/09/2004:

In this case, case presented before the court. Parties not present. Report not received. Prepare list.

For the purpose, adjourned for receipt of report. 16/09/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

16/09/2004:

Today, case presented before the court. Parties' advocates not present. For the purpose, report not received. For the purpose, prepare list to obtain report.

Adjourned for receipt of report. 11/10/04.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

11/10/2004:

Today, case presented before the court. Applicant not present. Applicant's advocate present. No report received from Circle Police Inspector, Bilimora, under CrPC Section 156(3).

For the purpose, issue reminder again.

For the purpose, adjourned for receipt of report. 22/11/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

22/11/2004:

Today, case presented before the court. Applicant and advocate not present. (Illegible) not present. Report not received.

For the purpose, P.S.I. to submit report.

For the purpose, adjourned for receipt of report. 25/11/2004.

25/11/2004:

Today, case presented before the court. Applicant and advocate not present. In this case, no investigation report received under CrPC Section 156(3) against accused no. 1 and 6 to 20.

For the purpose, adjourned for receipt of report. 02/12/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

02/12/2004:

Today, case presented before the court. Applicant and advocate not present. In this case, no investigation report received under CrPC Section 156(3) against accused no. 1 and 6 to 20.

Write letter to police station to obtain report.

(Illegible).

09/12/2004:

Today, case presented before the court. APP present. Circle Police Inspector, Bilimora, present.

4. Report submitted by Circle Police Inspector, Bilimora, regarding filing of supplementary chargesheet. (Filed).

5. Pursis by Circle Police Inspector, Bilimora, regarding noting of presentation of supplementary chargesheet (Filed).

For the purpose, adjourned for submission of report and presentation of supplementary chargesheet. Date: 16/12/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

16/12/2004:

Today, case presented before the court. APP present.

For the purpose, no report or supplementary chargesheet presented by the investigating officer. Adjourned in the interest of justice for presentation. 28/12/2004.

28/12/2004:

Today, case presented. APP present.

For the purpose, no report or supplementary chargesheet presented by the investigating officer. Adjourned in the interest of justice for presentation.

07/01/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

07/01/2005:

Today, case presented before the court. APP present. For the purpose, no report or supplementary chargesheet presented by the investigating officer. Adjourned for presentation. Date: 20/01/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

20/01/2005:

Today, case presented before the court. APP not present. No report or supplementary chargesheet presented by the investigating officer. Not presented. (Illegible) on leave.

For the purpose, adjourned for submission of report and chargesheet. 03/02/2005.

03/02/2005:

Today, case presented. APP present. Investigating officer not present. No supplementary chargesheet presented by the investigating officer.

For the purpose, adjourned in the interest of justice for presentation of supplementary chargesheet as accused has been apprehended. 16/02/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

16/02/2005:

Today, case presented. APP present. Investigating officer not present. Investigating officer not present. No supplementary chargesheet presented by the investigating officer.

For the purpose, adjourned for presentation of supplementary chargesheet as accused has been apprehended. 02/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

02/03/2005:

Today, case presented before the court. APP present. Investigating officer not present. No supplementary chargesheet presented by the investigating officer. Prepare list for investigating officer to present supplementary chargesheet. Adjourned for presentation. 16/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

16/03/2005:

Today, case presented before the court. APP present. Investigating officer not present. No report received for presentation of supplementary chargesheet by the investigating officer.

Hon'ble court on leave today.

For the purpose, prepare list for investigating officer to present supplementary chargesheet. Investigating officer to present supplementary chargesheet (Illegible). 30/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

30/03/2005:

Today, case presented before the court. Complainant not present. Report not received. Prepare list.

For the purpose, adjourned for receipt of report. 12/04/2005

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

12/04/2005:

Today, case presented before the court. Complainant not present. Hon'ble court on leave today.

Report not received.

Prepare list.

For the purpose, adjourned for receipt of report. 15/04/2005

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

15/04/2005:

Today, case presented. Complainant not present.

Investigating officer not present today.

Report not received.

Prepare list.

For the purpose, adjourned for receipt of report. 28/04/2005

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

28/04/2005:

Today, case presented. APP present. Report not received. Prepare list.

For the purpose, adjourned for receipt of report. 12/05/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

Criminal Case No. 4392/02

Complainant: State of Gujarat

Accused: Ketanbhai Kantilal, Mumbai.

IPC 406, 409, 420, 467, 468, 120(b).

05/12/02:

1. Today, chargesheet (Illegible).

06/01/2003:

Today, case presented before the court. Accused not present. APP present.

Accused to (Illegible). Prepare list for Surat Sub-Jail.

For the purpose, adjourned to present the accused. 18/01/2003

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

07/01/2003:

2. Prepare list for Surat Sub-Jail to present the accused.

28/01/2003:

Today, case presented before the court. Accused not presented. APP present.

Issue reminder to Surat Sub-Jail.

For the purpose, adjourned to present the accused. 30/01/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

30/01/2003:

Today, case presented before the court. Accused not presented. APP present.

Write reminder to Surat Sub-Jail to present the accused.

For the purpose, adjourned to present the accused. 27/02/2005.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

27/02/2005:

Today, case presented before the court. APP present. Accused not presented. Hon'ble court on leave. Prepare list again for Sub-Jail Surat to present the accused.

For the purpose, adjourned to present the accused. 27/03/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

27/03/2003:

Today, case presented before the court. Accused presented. For the purpose, copy given to the accused. Accused taken into custody.

For the purpose, adjourned for chargesheet. 01/04/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

01/04/2003:

Today, case presented before the court. Accused presented. APP present. Extension application received from the accused. For the purpose, adjourned for chargesheet.

10/03/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

10/03/2003:

Today, case presented before the court. Accused presented. APP present. Extension application from the accused. Charges framed. Accused's statement (crime not admitted). Vakalatnama of advocate K. P. Reshamwala on behalf of the accused (filed). Application from the accused (to obtain documents).

For the purpose, prosecution to provide documents mentioned in exhibit-8 application.

For the purpose, adjourned for evidence. 19/04/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

19/04/2003:

Today, case presented before the court. Accused not presented from Surat Sub-Jail. APP present. Prepare list for Surat Sub-Jail to present the accused on the next date. For the purpose, adjourned to present the accused and for evidence. 29/04/2003.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

23/04/2003:

As per order number No. Dy.R. (J)/291/2003 dated 21/04/2003 of the Hon'ble District Court, the case transferred and sent to the Hon'ble Chief Judicial Magistrate Court, Navsari.

Signature/- Illegible

Judicial Magistrate First Class, Gandevi.

ROZNAMA

**In the Court of Shri A. G. Vasa,
Chief Judicial Magistrate, Navsari**

New CC No. 2778/04

Case No. 2568/2003

Complainant: The State of Gujarat

Accused: Ketanbhai Kantilal Sheth, Res. Mumbai.

Offence: IPC Section- 406, 409, 420, etc.

23/04/2003:

The criminal case no. 4592/2002 was received from the court of Hon'ble J. C. D. Sir, Gandevi, as per order no. (Illegible) Y. R. (J) 291-2003 dated 21/04/2003 of the Hon'ble District Court.

For the purpose, adjourned for evidence. 13/05/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

13/05/2003:

Today, case presented. Accused not presented from custody. APP not present.

For the purpose, adjourned for hearing and evidence. 26/05/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

26/05/2003:

Today, case presented. Accused not present. APP present.

Extension granted in the interest of justice.

For the purpose, adjourned for hearing of exhibit-8. 10/06/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

10/06/2003:

Today, case presented. Accused not present. APP present. As the Hon'ble Court is on leave, adjourned for hearing of exhibit-8. 19/06/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

19/06/2003:

Today, case presented. Accused not presented. APP (Assistant Public Prosecutor) present. Write list to jail to present the accused. For the purpose, adjourned for hearing of exhibit-8. 02/07/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

02/07/2003:

Today, case presented. Accused not presented. APP not present. Write list to present the accused.

For the purpose, adjourned for hearing of exhibit-8. 15/07/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

4592/02

15/07/2003:

Today, case presented. Accused not presented from custody. Advocate not present.

Write list to present the accused.

For the purpose, adjourned to present the accused. 28/07/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

28/07/2003:

Today, case presented. Accused not presented from custody. Advocate not present. APP present. Write list to present the accused.

For the purpose, adjourned to present the accused. 08/08/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

08/08/2003:

Today, case presented. Accused not presented from custody. Advocate not present. APP present.

Write list to present the accused.

For the purpose, adjourned to present the accused. 18/08/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

18/08/2003:

Today, case presented. Accused not presented from custody. Hon'ble Court is on leave. Write list to present the accused.

For the purpose, adjourned to present the accused. 30/08/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

30/08/2003:

Today, case presented. Accused not presented from custody. APP present. List prepared to present the accused.

For the purpose, adjourned to present the accused. 11/09/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

11/09/2003:

Today, case presented. Accused not presented from custody. APP present.
Write list to present the accused.

For the purpose, adjourned to present the accused and for hearing of exhibit-8
24/09/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

24/09/2003:

Today, case presented. Accused not presented from custody. Write list to
present the accused.

2568/03

06/10/2003:

Today, case presented. Accused not presented from custody. APP present.
Write list to present the accused.

For the purpose, adjourned for hearing of exhibit-8. 18/10/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

18/10/2003:

Today, case presented. Accused not presented from custody. APP (Assistant
Public Prosecutor) present. Hon'ble Court is on leave. Write list to present the
accused.

For the purpose, adjourned for hearing of exhibit-8. 01/11/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

Criminal Case No.

4592/02

2568/03

01/11/2003:

Today, case presented. Accused not presented from custody. APP present.
Hon'ble Court is on leave. Write list to present the accused.

For the purpose, adjourned for hearing of exhibit-8. 14/11/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

14/11/2003:

Today, case presented. Accused not presented from custody. APP not present.
Write list to present the accused.

For the purpose, adjourned for hearing of exhibit-8. 27/11/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

27/11/2003:

Today, case presented. Accused presented from custody. APP present. Hon'ble
Court is on leave.

For the purpose, adjourned for hearing of exhibit-8. 10/12/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

10/12/2003:

Today, case presented. Accused presented from custody. APP not present.

For the purpose, adjourned for hearing of exhibit-8. 23/12/2003.

Signature/- Illegible

Chief Judicial Magistrate, Navsari

23/12/2003:

Today, case presented. Accused presented from custody. APP present.

For the purpose, adjourned for hearing of exhibit-8. 05/01/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

4592/02

05/01/2004:

Today, case presented. Accused not presented from custody. APP present.

Write list to present the accused.

For the purpose, adjourned to serve the list. 17/01/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

17/01/2004:

Today, case presented. Accused presented from custody. APP present. Write

list to present the accused. For the purpose, adjourned to serve the list.

30/01/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

30/01/2004:

Today, case presented. Write list to present the accused from custody. For the

purpose, adjourned to serve the list. 12/02/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

4592/2002

12/02/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused. For the purpose, adjourned to present the accused. 25/02/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

25/02/2004:

Today, case presented. Accused presented from custody. APP present.

Hon'ble Court is on leave. Write list to present the accused. For the purpose, adjourned to present the accused. 10/03/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

10/03/2004:

Today, case presented. APP present. Accused not presented from custody. Write list to present the accused. For the purpose, adjourned to serve the list. 24/03/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

24/03/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused. For the purpose, adjourned to serve the list. 07/04/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

07/04/2004:

Today, case presented. Accused presented from custody. APP present. Write list to present the accused. For the purpose, adjourned to serve the list. 19/04/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

19/04/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to present the accused. 03/05/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

03/05/2004:

Today, case presented. Accused presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to serve. 17/05/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

17/05/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to present the accused. 20/05/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

20/05/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to serve the list. 08/06/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

08/06/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to receive the list. 19/06/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2538/03

19/06/2004:

Today, case presented. Accused not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to present the accused. 19/06/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari

19/06/2004:

Today, case presented. Accused not present. Not presented from custody. APP present. Write list to present the accused from custody. For the purpose, adjourned to receive the list. 31/06/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

31/06/2004:

Today, case presented. Accused not presented from custody. Write list. For the purpose, adjourned. 16/07/2004:

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

2568/03

16/07/2004:

Today, case presented. Accused not presented from custody. Write list to present the accused. For the purpose, adjourned to receive the list. 30/07/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

30/07/2004:

Today, case presented. Accused not presented from custody. Write list to present the accused from custody. For the purpose, adjourned to receive the list. 12/08/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

12/08/2004:

Today, case presented. Accused not presented from custody. APP present.
Write list to present the accused. For the purpose, adjourned to receive the list.

As per order no. D. Y./R/429-2004, dated 05-09-2004 of the Hon'ble District Court, the case transferred from this court to the court of the Hon'ble Additional Chief Judicial Magistrate, Gandevi.

Signature/- Illegible
Chief Judicial Magistrate
Navsari

New Number 2778/2004

Old Number 2568/2003

30/09/2004:

The case was transferred from the court of the Hon'ble Chief Judicial Magistrate, Navsari, to the court of Additional Chief Judicial Magistrate, Gandevi, as per order no. D. Y. R. /429-2004, dated 15/09/2004 of the District Court. Adjourned to issue notice to appear on the date of resolution.
06/10/2004.

Signature/- Illegible
Registrar

2568/03

26/08/2004:

Today, case presented. Accused not presented from custody. APP present.
Write list to present accused from custody. For the purpose, adjourned to receive the list. 09/09/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

09/09/2004:

Today, case presented. Accused not presented from custody. Write list to present accused.

For the purpose, adjourned to receive the list. 22/09/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

22/09/2004:

Today, case presented. Accused not presented from custody. Write list to present accused. For the purpose, adjourned to present the accused. 06/10/2004.

06/10/2004:

Today, case presented. APP present. Accused not present. As the accused is in jail at Surat District Ring Road, Surat, for the purpose, prepare list to present accused. For the purpose, adjourned for hearing of exhibit-8 upon presentation of accused. 15/10/2004.

Signature/- Illegible

Chief Judicial Magistrate, Navsari.

15/10/2004:

Today, case presented. APP present. Accused is in Surat Ring Road Jail, (2-3 sentences illegible). Adjourned for hearing of exhibit-8. 24/10/2004.

Signature/- Illegible

Additional Judicial Magistrate, Gandevi.

C.C. No. 2778/04

29/10/2004:

Today, case presented. APP present. Accused presented from judicial custody. For the purpose, adjourned for hearing of exhibit-8 and framing of charge. 22/11/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/11/2004:

Today, case presented. APP not present. Accused not presented from judicial custody under warrant. For the purpose, inform Sub-Jail Surat to present accused via list and fax. For the purpose, adjourned for hearing of exhibit-8 and charge. 25/11/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/11/2004:

Today, case presented. APP present. Accused not presented from judicial custody. Fax notification sent to present accused, and wireless message also sent. Despite this, accused not presented; inquiry with Superintendent, Sub-Jail, Surat, revealed via telephone that accused not presented due to lack of police escort. Accused instructed to be presented via fax and other means. For the purpose, adjourned to present accused. 02/12/2004.

Criminal Case No. 2778/04

02/12/2004:

Today, case presented APP present. Accused Ketan Kantilal presented from judicial custody by Sub-Jail Surat. APP's application to issue notice to

investigating officer (approved). For the purpose, issue notice to investigating officer A. M. Sarang to appear, sent via Police Commissioner, Ahmedabad. For the purpose, adjourned to serve notice to investigating officer. 09/12/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/12/2004:

Today, case presented. APP present. Accused Ketan Kantilal presented from judicial custody by Sub-Jail Surat. Details of arrest warrant noted. Accused currently ill, under treatment. For the purpose, notice to investigating officer A. M. Sarang to appear either served or returned unserved. Circle Inspector A. M. Shukla present. For the purpose, adjourned for hearing of exhibit-8 upon investigating officer's appearance (Illegible) and accused presentation. 16/12/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/12/2004:

Today, case presented. Accused presented via Surat Jail. Accused's advocate present. APP present. Investigating officer not present. Issue notice to investigating officer to appear. For the purpose, adjourned for hearing of exhibit-8 upon I.O.'s appearance. 28/12/2004.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/12/2004:

Today, case presented before court. APP present. Accused's advocate present. I.O. Mr. A. S. Shukla, Circle Inspector, appeared. Instructed to complete necessary formalities regarding exhibit-8 application. Accused not presented

from judicial custody by Sub-Jail Surat today. Inform via letter and fax to present accused. For the purpose, issue notice to investigating officer Mr. Sarang to appear.

For the purpose, adjourned for hearing of exhibit-8 upon I.O.'s appearance.

Case No. 2778/2004

07/01/2005:

Today, case presented. Accused presented in judicial custody. APP present. Investigating officer Sarang not present. For the purpose, adjourned for hearing of exhibit-8 upon appearance of investigating officers Sarang and Shukla.
20/01/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/01/2005:

Today, case presented. Accused presented from judicial custody. APP not present. Investigating officer Sarang present. Presiding officer of this court on leave today.

For the purpose, adjourned for hearing of exhibit-8. Remand warrant returned.
03/02/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/02/2005:

Today, case presented. APP present. Accused not presented from judicial custody by Sub-Jail Surat today. Investigating officer not present. For the purpose, prepare list to present accused. For the purpose, adjourned for hearing of exhibit-8. Accused's remand warrant dated and returned immediately.

16/02/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/02/2005:

Today, case presented. APP present. Accused presented from Sub-Jail Surat today. Investigating officer not present. Hon'ble Court on leave. For the purpose, adjourned for hearing of exhibit-8 upon accused presentation.

02/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/03/2005:

Today, case presented. APP present. Accused Ketan Kantilal presented in judicial custody from Surat Sub-Jail. Accused's extension application received and approved. For the purpose, adjourned for hearing of exhibit-8. 16/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/03/2005:

Today, case presented. APP present. Accused Ketan Kantilal Seth presented from Surat Sub-Jail at 12:30. Accused's advocate present. Hon'ble Court on leave today. For the purpose, adjourned for hearing of exhibit-8. Remand warrant returned. 30/03/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/03/2005:

Today, case presented. Accused presented by Surat District Jail. APP present. Vakalatnama of accused's advocate Mr. P. A. Saraiya (filed). Bail application under CrPC Section 437(1) by accused (for hearing). Accused's extension application approved.

For the purpose, adjourned for hearing of exhibit-8 and exhibit-12. 02/04/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/04/2005:

Today, case presented. Accused not presented from judicial custody by Surat District Jail. APP present. Accused's advocate present. Extension application by accused's advocate Mr. Ujwal Desai (approved). For the purpose, adjourned to hear applications of exhibit-8 and exhibit-12.

Prepare list for Sub-Jail – District Jail to present accused in judicial custody. 08/04/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/04/2005:

Today, case presented. APP present. Accused not presented from judicial custody by Surat Sub-Jail. Accused's advocate not present. No extension report presented by accused's advocate. Hon'ble Court on leave today. For the purpose, adjourned in the interest of justice to hear applications of exhibit-8 and exhibit-12. Prepare list for Surat Jail to present accused in this court on 15/04/2005. 15/04/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/04/2005:

Today, case presented. APP present. Accused presented from judicial custody by Sub-Jail Surat. Accused's extension application received and approved. Accused's advocate not present. For the purpose, adjourned in the interest of justice to hear bail applications of exhibit-8 and exhibit-12. 28/04/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/04/2005:

Today, case presented. APP on leave, not present. Accused's advocate not present. No extension application presented by accused. Accused presented from judicial custody by Sub-Jail Surat. For the purpose, adjourned in the interest of justice to hear bail applications of exhibit-8 and exhibit-12.

09/05/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/05/2005:

Today, case presented. APP present. Accused presented from judicial custody by Sub-Jail Surat. Accused's advocate Ujwal Desai present. Hon'ble Court heard arguments of exhibit-12 today. For the purpose, adjourned for order on exhibit-12 application and hearing of exhibit-8. Accused returned to Sub-Jail.

16/05/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/05/2005:

Today, case presented. Accused presented. APP present. Order passed on accused's application (Illegible). For the purpose, adjourned for exhibit-8 and evidence. 26/05/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/05/2005:

Today, case presented. APP present. Accused not presented from judicial custody by Sub-Jail Surat. Prepare list for Sub-Jail Surat to present accused. For the purpose, adjourned to withdraw exhibit-8 application and for evidence. 09/06/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/06/2005:

Today, case presented. APP not present. Accused presented from judicial custody by Surat Sub-Jail. For the purpose, adjourned in the interest of justice to withdraw exhibit-8 application and for evidence. Accused returned to judicial custody. 23/06/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

23/06/2005:

Today, case presented. Public Prosecutor present. Accused not presented from judicial custody by Surat Sub-Jail. For the purpose, prepare list to present accused in the interest of justice. Adjourned to present accused in judicial custody. 02/07/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/07/2005:

Today, case presented. Public Prosecutor present. Accused not presented from judicial custody by Surat Sub-Jail. For the purpose, prepare list to present accused in the interest of justice. For the purpose, adjourned to present accused in judicial custody. 16/07/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Criminal Case No. 2778/2004

16/08/2005:

Today, case presented. APP present. Accused not presented from judicial custody by Surat Sub-Jail. Date noted on remand warrant and returned. For the purpose, adjourned to withdraw exhibit-8 application and for evidence upon accused presentation in judicial custody. 29/07/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/07/2005:

Today, case presented. APP present. Accused not presented from judicial custody by Surat Jail. Remand warrant not presented. For the purpose, prepare list for Sub-Jail Surat to present accused. For the purpose, adjourned to present accused, withdraw exhibit-8 application, and for evidence. 05/08/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/08/2005:

Today, case presented. Accused presented from Surat Jail. APP not present. For the purpose, adjourned to withdraw exhibit-8 application and for evidence. 18/08/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/08/2005:

Today, case presented. Accused not presented from Surat Jail. APP present. Hon'ble Court on leave, extension granted in the interest of justice.

For the purpose, adjourned to withdraw exhibit-8 application and for evidence.

01/09/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/09/2005:

Today, case presented. Accused not presented in judicial custody. PP present.

For the purpose, prepare list for jail to present accused in judicial custody. For

the purpose, adjourned to withdraw exhibit-8 application and for evidence.

13/09/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Criminal Case No. 2778/04

13/09/2005:

Today, case presented. PP present. Accused presented in judicial custody from Sub-Jail Surat. Accused's advocate not present. As charge not framed in case 403/04, for the purpose, adjourned to withdraw exhibit-8 application and for evidence in the interest of justice. 23/09/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

23/09/2005:

Today, case presented. PP present. Accused presented in judicial custody from Surat Sub-Jail. Accused's advocate not present. Hon'ble Court heard PP today to decide exhibit-8 application. Opinion of handwriting expert not obtained for said exhibit-8, to decide exhibit-8 and as charge not framed in criminal miscellaneous case no. 403/04, adjourned for evidence in the interest of justice.

05/10/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/10/2005:

Today, case presented. PP present. Accused not presented in judicial custody from Surat Sub-Jail. Arrest warrant presented. For the purpose, adjourned for evidence in the interest of justice. (Arrest warrant returned). 19/10/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/10/2005:

Today, case presented. PP present. Accused presented in judicial custody from Surat Sub-Jail. For the purpose, as consolidation with criminal case no. 403/04 pending, adjourned for evidence in the interest of justice. (Accused and arrest warrant returned). 28/10/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/10/2005:

Today, case presented. PP present. Accused not presented in judicial custody. For the purpose, prepare list for Sub-Jail Surat to present accused. For the purpose, adjourned for evidence in the interest of justice. 11/11/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/11/2005:

Today, case presented. PP present. Accused not presented in judicial custody. Accused not presented in judicial custody from Surat Sub-Jail today. Prepare list to present accused in judicial custody.

For the purpose, adjourned for evidence in the interest of justice. 25/11/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/11/2005:

Today, case presented. PP present. Accused presented in judicial custody from Surat Sub-Jail. As consolidation with criminal case no. 403/04 pending and charge framing pending in criminal case no. 403/04, for the purpose, adjourned for evidence in the interest of justice. 09/12/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/12/2005:

Today, case presented. PP present. Accused presented in judicial custody from Surat Sub-Jail. As consolidation with criminal case no. 403/04 pending and charge framing pending in criminal case no. 403/04, for the purpose, adjourned for evidence in the interest of justice. 12/12/2005

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

23/12/2005:

Today, case presented. PP present. Accused not presented in judicial custody. For the purpose, prepare list to present accused in judicial custody. For the purpose, adjourned for evidence. 30/12/2005.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/12/2005:

Today, case presented. PP present. Accused not presented in judicial custody from Surat Sub-Jail. Accused's warrant presented with remand warrant of accused no. 1 in another criminal case no. 403/04.

For the purpose, accused presented in another court, hence not presented in this court today.

For the purpose, list prepared to present accused in this court for this case in the interest of justice. For the purpose, adjourned to present accused in judicial custody and for evidence. 10/01/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/01/2006:

Today, case presented. APP present. Accused not presented in judicial custody from Surat Sub-Jail today. For the purpose, prepare list to present accused in judicial custody. For the purpose, adjourned for evidence. 24/01/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

24/01/2006:

Today, case presented. APP present. Accused not presented in judicial custody from Surat Sub-Jail. For the purpose, prepare list to present accused in judicial custody. For the purpose, adjourned for evidence. 07/02/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/02/2006:

Today, case presented. PP present. Accused not presented from Surat Sub-Jail despite list. Remand warrant not presented. No report presented for extension. For the purpose, prepare list again for Sub-Jail Surat to present accused. For the purpose, adjourned for evidence. 18/02/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/02/2006:

Today, case presented. PP present. Accused not presented from Surat Sub-Jail despite served list. Remand warrant not presented. No report presented for extension. For the purpose, prepare list to present accused and adjourned for evidence. 28/02/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/03/2006:

Today, case presented. Accused not presented from custody. PP not present. Prepare list for Surat Sub-Jail to present accused. For the purpose, adjourned to present accused and for evidence. 28/03/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/03/2006:

Today, case presented. APP not present. Accused presented in judicial custody from Sub-Jail. For the purpose, adjourned for evidence upon presentation of accused no. 1 in criminal case no. 403/04. 03/04/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/04/2006:

Today, case presented. APP present. Accused not presented in judicial custody from Surat Sub-Jail. For the purpose, prepare list for Sub-Jail Surat to present accused and adjourned for evidence. 23/02/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

23/02/2006:

Xerox copy of letter outgoing no. 76/06 dated 21/02/2006 from Hon'ble Judicial Magistrate Court filed under exhibit.

Writ of criminal miscellaneous application no. 10551/05 filed under exhibit.

Proceed with case as per exhibit-18.

For the purpose, adjourned for evidence upon accused presentation. 28/02/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/02/2006:

Today, case presented. PP present. Accused presented in judicial custody from Surat Sub-Jail. For the purpose, adjourned for evidence. 14/03/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Case No. 2778/2004**15/04/2006:**

Today, case presented. Accused present. PP absent. For the purpose, adjourned for evidence upon presentation of accused no. 1 in criminal case no. 403/04. 19/04/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/04/2006:

Today, case presented. Accused present. PP present. Accused presented in judicial custody by Surat Jail Authority. For the purpose, adjourned in the interest of justice for framing charge in criminal case no. 403/04 and for evidence. 03/05/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/05/2006:

Today, case presented. Accused present. PP not present. Accused presented in judicial custody by Surat Jail Authority. For the purpose, adjourned in the interest of justice for framing charge in criminal case no. 403/04 – as case consolidated, for evidence. 15/05/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/05/2006:

Today, case presented. APP present. Accused presented in judicial custody from Surat Sub-Jail. For the purpose, adjourned in the interest of justice for framing charge in case 403/04 as case consolidated, for evidence. 29/05/2006

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/05/2006:

Today, case presented. APP present. Accused not presented from Surat Sub-Jail. Hon'ble Court on leave today. Prepare list to present accused. In the interest of justice, for framing charge in criminal case no. 403/04 as case consolidated, adjourned for evidence. 12/06/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

12/06/2006:

Today, case presented. APP not present. Accused presented in judicial custody from Surat Jail. For the purpose, adjourned for evidence as charge framed in criminal case no. 403/04 – as case consolidated. 26/06/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/06/2006:

Today, case presented. Accused presented from Surat Jail custody. For the purpose, adjourned for evidence as charge framed in case 403/04 as case consolidated. 10/07/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/07/2006:

Today, case presented. Accused from Surat Jail (Illegible). As charge framed in case 403/04, for the purpose, adjourned for evidence. 20/07/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/07/2006:

Today, case presented. Accused presented from Surat Jail. For the purpose, adjourned to consolidate with case no. 403/04 for framing charge and for evidence. 03/08/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/07/2006:

19. Xerox copy of High Court writ no. 2746 for Crim. Misc. Application No. 7751/06 filed under exhibit.

20. Xerox copy of oral order dated 21/07/2006 for Hon'ble High Court criminal miscellaneous application no. 7751/06 filed under exhibit.

21. Application to accept bail as per Hon'ble High Court order.

22. Vakalatnama of Advocate Mr. Bhagat on behalf of surety (filed).

Bail accepted as per order of exhibit-20.

23. Pursis presented by surety on behalf of accused (filed).

24. Prepare list for accused's affidavit and apply until affidavit presented.

For the purpose, adjourned for accused to present affidavit regarding passport, disclose proof of residence, and for evidence. 03/08/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/08/2006:

Today, case presented. Accused not present, PP present. No extension report from accused. Extension granted in the interest of justice. For the purpose, adjourned for accused to present affidavit regarding passport, disclose proof of residence, and for evidence. 17/08/2006

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/08/2006:

Today, case presented. PP present on behalf of accused. Affidavit regarding passport by accused (filed).

For the purpose, adjourned for accused to disclose proof of residence and for evidence. 30/08/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/08/2006:

Today, case presented.

Vakalatnama of accused's advocate Desai filed.

Examination application by accused's advocate approved.

For the purpose, adjourned for accused to disclose proof of residence and for evidence. 13/09/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/09/2006:

Today, application by accused to take case on board received (approved).

Pursis indicating residence address as per Hon'ble High Court order received (filed).

For the purpose, adjourned for evidence. 13/09/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/09/2006:

Today, case presented. Accused not present. Regarding accused's presence (Illegible). For the purpose, adjourned for evidence. 27/09/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/09/2006:

Today, case presented. Accused not present.

Application for exemption by accused approved.

For the purpose, adjourned for evidence. 11/10/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/10/2006:

Today, case presented. Accused present. Advocate present. For the purpose, adjourned for evidence. 30/10/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/10/2006:

Today, case presented. Accused not present. For the purpose, adjourned for evidence. 13/11/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi

13/11/2006:

Today, case presented. Accused absent. PP present. Examination application by accused received (approved) For the purpose, adjourned for evidence. 20/11/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/11/2006:

Today, case presented. Accused present. APP present. For the purpose, adjourned for evidence. 01/12/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/12/2006:

Today, case presented. Accused not present. APP present. Application for exemption by accused.

For the purpose, adjourned for evidence. 14/12/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/12/2006:

Today, case presented. Accused not present. APP present. Application for exemption by accused approved. For the purpose, adjourned for evidence. 13/11/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/11/2006:

Today, case presented. Accused absent. PP present. Examination application by accused received (approved). For the purpose, adjourned for evidence. 20/11/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/11/2006:

Today, case presented. Accused present. APP present. For the purpose, adjourned for evidence. 01/12/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/12/2006:

Today, case presented. Accused not present. APP present. Application for exemption by accused received. For the purpose, adjourned for evidence. 14/12/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/12/2006:

Today, case presented. Accused not present. APP present. Application for exemption by accused received and approved. For the purpose, adjourned for evidence.

Criminal Case No. 2778/04

27/09/2006:

Today, case presented. Accused not present. Application for exemption by accused received and approved. For the purpose, adjourned for evidence. 11/10/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/10/2006:

Today, case presented. Accused present. Advocate present. For the purpose, adjourned for evidence. 30/10/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/10/2006:

Today, case presented. Accused not present. APP present.

For the purpose, adjourned for evidence. 13/11/2006.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/12/2006:

36. Xerox copy of Hon'ble High Court No. 9083, Writ No. 358/06 filed under exhibit. For the purpose, adjourned for evidence. 16/01/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/01/2007:

Today, case presented. Accused not present. Advocate absent. APP present.

Application for exemption by accused (approved).

For the purpose, adjourned for evidence. 17/12/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/01/2007:

37. (Illegible) copy of Hon'ble High Court filed under exhibit.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/02/2007:

Today, case presented. Accused present. APP not present. Extension application received, adjourned for evidence in the interest of justice.

17/03/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/03/2007:

Today, case presented. Accused not present. Advocate present. APP not present. Accused's advocate submitted extension application, adjourned for evidence. 07/04/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/04/2007:

Today, case presented. Accused present. APP not present. Adjourned for evidence in the interest of justice. 11/05/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/05/2007:

Today, case presented. APP present. Accused not present. Hon'ble Court on leave, for the purpose, adjourned for evidence. 01/06/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/06/2007:

Today, case presented. Accused not present. Advocate present. APP not present. Examination application by accused received and approved. For the purpose, adjourned for evidence. 22/06/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/06/2007:

Today, case presented. Accused not present. APP not present. Accused's advocate's exemption application approved. For the purpose, adjourned for evidence. 13/07/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/07/2007:

Today, case presented. Accused not present. Advocate present. APP not present.

41. Examination application by accused's advocate received and approved. For the purpose, adjourned for evidence. 27/07/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/07/2007:

Today, case presented. PP absent. Accused not present. Accused's examination application approved. 17/08/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/08/2007:

Today, case presented. APP not present. Accused present. Extension granted in the interest of justice. Adjourned for framing charge.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/??:

Today, case presented. Accused not present. Advocate present. Extension granted in the interest of justice. For the purpose, adjourned for framing charge.

05/10/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/10/2007:

Today, case presented. Accused's advocate present. Accused's examination application approved. 19/10/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/10/2007:

Today, case presented. APP not present. Accused present. Extension granted in the interest of justice. Adjourned for framing charge. 16/10/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/10/2007:

Today, case presented. APP not present. Accused present. Hon'ble Court on leave. Extension granted in the interest of justice. For the purpose, adjourned for framing charge 01/12/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/12/2007:

Today, case presented. APP and accused not present. Extension application by accused received and approved. Adjourned for framing charge. 29/12/2007.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/12/2007:

Today, case presented. APP and accused not present. Extension application by accused received and approved.

Adjourned for framing charge. 18/01/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/01/2008:

Today, case presented. APP and accused not present. Extension application by accused received and approved.

Adjourned for framing charge. 08/02/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/02/2008:

Today, case presented. APP not present. Accused present. Extension granted in the interest of justice. For the purpose, adjourned for framing charge.

15/03/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/03/2008:

Today, case presented. APP and accused not present. Extension application by accused received and approved.

Adjourned for framing charge. 29/04/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/04/2008:

Today, case presented. APP and accused present.

31/05/2008:

Today, case presented. APP and accused not present. Extension application by accused received and approved. For the purpose, adjourned for framing charge.

21/06/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

21/06/2008:

Today, case presented. APP and advocate present. Examination application by accused approved. For the purpose, adjourned for framing charge. 24/06/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

24/06/2008:

Today, case presented. APP and accused present. Writ of High Court Criminal Miscellaneous Application No. 4606/2008 with Criminal Miscellaneous Application No. 7751/2006 filed under exhibit 30/06/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/06/2008:

Today, case presented. Accused and APP present. Extension granted in the interest of justice. For the purpose, adjourned for issuing summons to witnesses and evidence. 02/08/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/08/2008:

Today, case presented. APP absent. Accused present. Issue summons to witnesses. For the purpose, adjourned for evidence. 06/09/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

06/09/2008:

Today, case presented. APP absent. Accused and advocate present. Application by accused received and rejected.

Application by accused for time to file revision received and rejected.

Testimony of complainant's witness no. 1, Premal Madanlal, recorded.

Original panchnama.

For the purpose, adjourned for evidence. 08/10/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/10/2008:

Today, case presented. APP present. Accused and his advocate present.

Application under Section 223 by APP (for hearing). For the purpose, adjourned for hearing of exhibit-54. 17/11/2008.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/11/2008:

Today, case presented. APP present. Accused and advocate present. Extension granted in the interest of justice. For the purpose, adjourned for hearing of exhibit-54. 24/12/2008.

Signature/- Illegible (09/03/2010)

Additional Chief Judicial Magistrate, Gandevi.

24/12/2008:

Today, case presented. APP present. Accused and his advocate present. Extension granted in the interest of justice. For the purpose, adjourned for hearing of exhibit-54. 31/01/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

31/01/2009:

Today, case presented. APP present. Accused absent. Advocate present. Examination application by accused received and approved. For the purpose, adjourned for hearing of exhibit-54. 13/03/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/03/2009:

Today, case presented. Accused absent. Accused absent. Advocate present. Examination application by accused approved. For the purpose, adjourned for hearing of exhibit-54. 18/04/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/04/2009:

Today, case presented. APP present. Accused present. His advocate present. Extension granted in the interest of justice. For the purpose, adjourned for hearing of exhibit-54. 25/05/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/05/2009:

Today, case presented. APP absent. Accused absent. His advocate present. Examination application by accused approved. For the purpose, adjourned for hearing of exhibit-54. 30/06/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/06/2002:

Today, case presented. APP present. Accused absent. Accused's advocate present. Extension application by accused approved. For the purpose, adjourned for hearing of exhibit-54. 21/07/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

21/07/2009:

Today, case presented. APP present. Accused and his advocate present. As related cases are pending in Sessions Court, Navsari, extension granted in the interest of justice. For the purpose, adjourned for hearing of exhibit-54. 26/08/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/08/2009:

Today, case presented. APP present. Accused absent. Advocate present.

Extension application by accused received and approved.

For the purpose, adjourned for hearing of exhibit-54. 30/09/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/09/2009:

Today, case presented. Accused absent. APP absent, on leave. Case against other accused pending in Navsari Sessions Court, both are same (2 sentences unclear). For the purpose, adjourned for hearing. 21/11/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

21/07/2010:

Today, case presented. Accused present. APP present. Hon'ble Court on leave, for the purpose, adjourned for hearing of exhibit-54. 30/08/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/03/2010:

Today, case presented. Accused absent. APP present. Extension application by accused received and as Magistrate of Hon'ble Court is in training, for the purpose, adjourned for hearing of exhibit-54. 29/09/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/09/2010:

Today, case presented. Accused absent. APP present. Extension application by accused received and approved. For the purpose, adjourned for hearing of exhibit-54. 29/10/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/10/2010:

Today, case presented. APP present. Accused not present. Extension application by accused received and approved. For the purpose, adjourned for hearing of exhibit-54. 10/11/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/11/2010:

Today, case presented. APP not present. Accused not present. Exemption application by accused received and approved. Adjourned for hearing of exhibit-54. 24/11/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

24/11/2010:

Today, case presented. APP present. Accused present. As Hon'ble Court is on leave, for the purpose, adjourned for hearing of exhibit-54. 10/12/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

??/11/09:

Accused's advocate present. As Hon'ble Judge is on leave, for the purpose, adjourned for hearing of exhibit-54. 09/12/2009.

Signature/- Illegible

Registrar

10/12/2010:

Today, case presented. APP present. Accused not present. Extension application by accused received and approved.

For the purpose, adjourned for hearing of exhibit-54. 16/12/2009.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/12/2009:

Today, case presented. APP present. Accused not present. Extension application by accused received and approved. For the purpose, adjourned for — hearing of exhibit-54. 16/01/2010.

Signature/- Illegible (09/03/2010)

I/C Additional Chief Judicial Magistrate, Gandevi.

12/01/2010:

Today, case presented. APP present. Accused not present. Extension application by accused received and approved. For the purpose, adjourned for hearing of exhibit-54. 20/02/2010.

Signature/- Illegible (09/03/2010)

Additional Chief Judicial Magistrate, Gandevi.

20/02/2010:

Today, case presented. APP present. Accused present. As Hon'ble Judge transferred with promotion and court is vacant.

For the purpose, adjourned for hearing of exhibit-54. 03/04/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/12/2010:

Today, case presented. APP not present. Accused not present.

70. Exemption application by accused approved.

Hon'ble Court on leave.

For the purpose, adjourned for order on exhibit-54. 27/12/2010.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/12/2010:

Today, case presented. APP present. Accused not present. Accused's advocate present.

71. Exemption application by accused approved.

As Hon'ble Judge is in training, for the purpose, adjourned for order on exhibit-54. 10/01/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/01/2011:

Today, case presented. APP present. Accused and advocate present. As Hon'ble Judge is on leave, adjourned for order on exhibit-54. 05/02/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/02/2011:

Today, case presented. APP present. Accused not present. Advocate present. Exemption application by accused received and approved. For the purpose, adjourned for order on exhibit-54. 22/02/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/02/2011:

Today, case presented. APP present. Accused not present. Accused's advocate present. Exemption application by accused approved. As Hon'ble Judge is on leave, for the purpose, adjourned for order on exhibit-54. 09/03/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/03/2011:

Today, case presented. APP not present. Accused not present. Advocate present. Exemption application by accused approved. For the purpose, adjourned for order on exhibit-54. 19/03/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/03/2011:

Today, case presented.

Accused present. APP present. As Hon'ble Judge is on leave.

For the purpose, adjourned for order on exhibit-54. 06/04/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

06/04/2011:

Today, case presented. Accused not present. APP present. Extension application by accused received and approved. Adjourned for order on exhibit-54. 26/04/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/04/2011:

Today, case presented. APP present. Accused not present. Accused's advocate present. Exemption application by accused received and approved. For order on exhibit-54 (1 sentence unclear). 11/05/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/05/2011:

Today, case presented. Accused present. APP present. Accused and advocate present. Adjourned to issue summons to witnesses. 22/06/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/06/2011:

Today, case presented. Accused not present. His advocate present. APP present. Exemption application by accused received and approved. Extension application by APP received and approved. Issue summons to complainant. For the purpose, adjourned for evidence. 13/07/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/07/2011:

Today, case presented. Accused absent. APP present. Accused's advocate present. Complainant witness present.

79. Exemption application by accused approved.

80. Extension application by APP received and approved.

For the purpose, adjourned for evidence. 09/08/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/08/2011:

Today, case presented. Accused not present. APP present. Exemption application by accused received and approved. Issue summons to witness no. 3, panch witness. For the purpose, adjourned for evidence. 05/09/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/09/2011:

Today, case presented. Accused present. APP absent. Extension application by accused received and approved. Witness no. 3 present, instructed to appear on resolution date. As APP is on leave, adjourned for evidence. 28/09/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/09/2011:

Today, case presented.

Accused not present. Advocate present. Exemption application by APP received and approved. Exemption application by accused received and approved. Witness no. 3 present.

For the purpose, adjourned for evidence. 22/11/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/11/2011:

Today, case presented. Accused absent. APP absent. Accused not present. Advocate present. APP on leave. Exemption application by accused received and approved.

Witness no. 3 present, instructed to appear on resolution date.

For the purpose, adjourned for evidence. 12/12/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

12/12/2011:

Today, case presented. Accused and advocate not present. No report submitted.

Witness no. 3 present. Warrant issued for accused. For the purpose, adjourned to serve accused's warrant. 03/01/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/01/2012:

Today, case presented. APP present. Accused present. Application by accused to cancel warrant; Hon'ble Court ordered cancellation of warrant.

Issue summons to witness no. 3. For the purpose, adjourned for evidence. 30/01/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/01/2012:

Today, case presented. Accused absent. APP not present. Witness no. 3 present.

Examination application by accused received and approved.

For the purpose, adjourned for evidence. 29/02/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/02/2012:

Today, case presented. APP present. Accused present.

Witness no. 3 present. As Hon'ble Court is on leave, witness instructed to appear. For the purpose, adjourned for evidence. 31/03/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

31/03/2012:

Today, case presented. APP present. Accused not present. Witness no. 3 present. Examination application by accused received and approved.

Exemption application by complainant received and approved. For the purpose, adjourned for evidence. 18/04/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/04/2012:

Today, case presented. APP present. Accused present. Witness no. 3 present. As Hon'ble Court is on leave, for the purpose, adjourned for evidence. 19/05/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/05/2012:

Today, case presented. APP present. Accused absent. Exemption application by accused received and approved. For the purpose, adjourned for evidence. 13/06/2012

Signature/ Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/06/2012:

Today, case presented. APP present. Accused not present. Witness no. 3 present. Examination application by accused received and approved. Extension application by complainant and APP received and approved. For the purpose, adjourned for evidence. 14/08/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/08/2012:

Today, case presented. Accused not present. APP not present. Examination application by accused received and approved. For the purpose, adjourned for evidence. 25/09/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/09/2012:

Today, case presented. Accused absent. APP not present. As Hon'ble Judge is in training, for the purpose, adjourned for evidence. 07/11/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/11/2012:

Today, case presented. Accused not present. APP present. Examination application by accused received and approved.

For the purpose, adjourned for evidence. 26/12/2012.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/12/2012:

Today, case presented. Accused not present. APP not present. Examination application by accused received and approved.

For the purpose, adjourned for evidence. 06/02/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Criminal Case No. 2778/04

06/02/2013:

Today, case presented. Accused not present. Examination application by accused received and approved. Now, case adjourned for evidence. 25/03/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/03/2013:

Today, case presented. Accused not present. Examination application by accused received and approved. As Hon'ble Court is on leave, now case adjourned for evidence. 06/05/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

06/05/2013:

Today, case presented. Accused not present. Examination application by accused received and approved. Now, case adjourned for evidence. 01/07/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/07/2013:

Today, case presented. Accused not present. Examination application by accused received and approved. Now, case adjourned for evidence. 13/08/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/08/2013:

Today, case presented. Accused not present. Examination application by accused received and approved. Now, case adjourned for evidence. 17/09/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/09/2013:

Today, case presented. Accused not present. Exemption application by accused received and approved. For the purpose, adjourned for evidence. 29/10/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/10/2013:

Today, case presented. Accused not present. Exemption application by accused received and approved. Case adjourned for evidence. 03/12/2013.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/12/2013:

Today, case presented. Accused not present. Exemption application by accused received and approved. For the purpose, adjourned for evidence. 01/01/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/01/2014:

Today, case presented. Accused not present. Exemption application by accused received and approved. Case adjourned for evidence. 04/02/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

04/02/2014:

Today, case presented. Accused not present. Exemption application by accused received and approved. Case adjourned for evidence. 04/03/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/04/2014:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 06/05/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

06/05/2014:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 18/06/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/06/2014:

Today, case presented. Accused not present. Exemption application by accused approved. Case adjourned for evidence. 30/07/2014.

Signature - Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/07/2014:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 03/09/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/09/2014:

Today, case presented. Accused present. Exemption application by accused approved. Case adjourned for evidence. 13/10/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/10/2014:

Today, case presented. Accused not present. Exemption application by accused approved. Case adjourned for evidence. 02/12/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

02/12/2014:

Today, case presented. Exemption application by accused approved. For the purpose, adjourned for evidence. 21/01/2014.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

21/01/2015:

Today, case presented. Accused not present. Hon'ble Court on leave. For the purpose, adjourned for evidence. 17/03/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/03/2015:

Today, case presented. Accused not present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 22/04/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/04/2015:

Today, case presented. Accused present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 27/05/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/05/2015:

Today, case presented. Accused not present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 14/07/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/07/2015:

Today, case presented. Accused not present. APP present. Witness not present. Issue summons to complainant. Exemption application by accused approved. For the purpose, adjourned for evidence. 18/08/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/08/2015:

Today, case presented. Accused not present. Advocate present. APP present. Witness not present. Exemption application by accused approved.

For the purpose, adjourned for evidence. 29/09/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/09/2015:

Today, case presented. Accused not present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 24/11/2015.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

24/11/2015:

Today, case presented. Accused not present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 05/01/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/01/2016:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 13/04/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Criminal Case No. 2778/04

13/04/2016:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 18/05/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/05/2016:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 29/06/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/06/2016:

Today, case presented. Accused present. Issue summons to complainant. For the purpose, adjourned for evidence. 03/08/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/08/2016:

Today, case presented. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 07/09/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/09/2016:

Today, case presented. Accused not present. Exemption application by accused approved. Adjourned in the interest of justice and for evidence. 28/09/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/09/2016:

Today, case presented. Complainant present. Accused not present. Exemption application by accused approved. For the purpose, adjourned for evidence. 16/11/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

16/11/2016:

Today, case presented. Complainant not present. Accused not present. Advocate present. Exemption application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 07/12/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/12/2016:

Today, case presented. Accused not present. Advocate present. Complainant not present. Extension application by accused approved. Issue summons to complainant. For the purpose, adjourned for evidence. 04/01/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

04/01/2017:

Today, case presented. Accused present. Advocate present. Complainant not present. Extension application by accused approved. Issue summons to complainant. Case adjourned for evidence. 15/02/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/02/2017:

Today, case presented. Accused present. Advocate present. Complainant not present. As Hon'ble Court is on leave, adjourned to serve summons to complainant. 15/03/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/03/2017:

Today, case presented. Complainant present. Advocate present. Accused not present. Advocate present. APP present.

D. 132. Extension application by accused's advocate approved.

Complainant instructed regarding resolution date. For the purpose, adjourned for evidence. 24/05/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

24/05/2017:

Today, case presented. Complainant not present. Accused not present. Advocate present. Exemption application by accused approved. For the purpose, adjourned for evidence. 08/06/2016.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/06/2017:

Today, case presented. Accused not present. Advocate present. Complainant not present

D. 134. Exemption application by accused approved. Issue summons to complainant. Case adjourned for evidence. 11/07/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/07/2017:

Today, case presented. Accused/advocate present. Complainant present. APP present. Complainant instructed for not bringing necessary documents. For the purpose, adjourned for evidence. 12/09/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

12/09/2017:

Today, case presented. Accused and advocate present. Complainant not present. For the purpose, adjourned for evidence and framing charge. 03/10/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/10/2017:

Today, case presented. Accused not present. Advocate present.

D. 135. Exemption application by accused approved. For the purpose, adjourned for evidence/framing charge. 03/11/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/11/2017:

Today, case presented. Accused not present. Advocate present.

D. 136. Exemption application by accused approved. For the purpose, adjourned for evidence/framing charge. 22/11/2017.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/11/2017:

Today, case presented. Parties not present. Accused's advocate present. Exemption application by accused approved. For the purpose, adjourned for evidence/framing charge. 29/12/2011.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/12/2017:

Today, case presented. Parties not present. As Hon'ble Court is on leave, for the purpose, adjourned for evidence/framing charge. 07/02/2018.

Signature/- Illegible

I/C Registrar

Principal Senior Civil Court and Additional Chief Judicial Magistrate Court, Gandevi.

07/02/2018:

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to complainant and witnesses no. 2 to 4.

For the purpose, adjourned for evidence. 14/02/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/02/2018:

Today, case presented. Accused absent. Advocate present. APP present. Exemption report by accused approved. Issue summons to complainant and witnesses no. 2 to 4. For the purpose, adjourned for evidence. 28/02/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

28/02/2018:

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to complainant and witnesses no. 2 to 4. For the purpose, adjourned for evidence. 27/03/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/03/2018:

Today, case presented. Accused and advocate present. Application by accused under CrPC 213 to proceed with case rejected. Issue summons to complainant and witnesses no. 2 to 4. For the purpose, adjourned for evidence. 11/04/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/04/2018:

Today, case presented. Complainant and APP present. Accused and advocate present. Extension application by APP approved. Summons to panch witnesses no. 3-4 returned unserved, dropped. Complainant instructed to appear. For the purpose, adjourned for evidence. 18/04/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

18/04/2018:

Today, case presented. Complainant present. APP present. Accused's advocate present. Extension application by APP approved. Extension application by

accused approved. Complainant instructed to appear. For the purpose, adjourned for evidence. 25/04/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/04/2018:

Today, case presented. Accused and advocate present. Complainant instructed to appear. Case adjourned for evidence. 09/05/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

09/05/2018:

Today, case presented. Complainant present. Advocate present. Accused absent. His advocate present.

146. Exemption application by accused approved.

147. Cross-examination of complainant Champaklal Rangildas recorded on oral submission of advocate and adjourned. For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 05/06/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

05/06/2018:

Today, case presented. Accused absent. Advocate present. Complainant and APP present.

148. Exemption application by accused approved.

149. Extension application by complainant approved.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 27/06/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

27/06/2018:

Today, case presented. Complainant and APP present. Accused absent. His advocate present.

150. Exemption application by accused approved.

151. Extension application by APP approved.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 11/07/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

11/07/2018:

Today, case presented. Complainant present. APP absent. Accused absent. His advocate present.

152. Exemption application by accused approved.

Complainant instructed to appear.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 25/07/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/07/2018:

Today, case presented. Complainant and APP present. Accused absent. His advocate present.

153. Exemption application by accused approved.

154. Extension application by complainant approved.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 29/08/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

29/08/2018:

Today, case presented. Complainant/APP present. Accused absent. His advocate present.

155. Exemption application by accused approved.

Further cross-examination of complainant under exhibit-147 recorded.

156. List of documentary evidence by complainant (Mark-156/1 to Mark-156/13 filed). Further cross-examination adjourned on oral submission of advocate.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 12/09/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

12/09/2018:

Today, case presented. Accused absent. His advocate present. Complainant absent. APP present.

157. Exemption application by accused approved.

158. Extension application by complainant approved.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 10/10/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/10/2018:

Today, case presented. Accused's advocate present. Complainant and APP present.

159. Exemption application by accused approved. Further cross-examination of complainant under exhibit-147 recorded.

160. Mark-156/1: Original contract notes.

161. Mark-156/2: Original contract notes.

162. Mark-156/3: Original contract notes.

163. Mark-156/4: Original contract notes.

164. Mark-156/5: Original contract notes.

165. Mark-156/6: Original contract notes.

166. Mark-156/7: Original contract notes.

167. Mark-156/8: Original contract notes.

168. Mark-156/9: Original contract notes.

169. Mark-156/10: Original contract notes.

170. Mark-156/11: Original contract notes.

171. Mark-156/12: Original contract notes.

172. Mark-156/13: Original contract notes.

173. Extension application by APP approved.

Cross-examination adjourned on APP's extension report.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 30/10/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/10/2018:

Today, case presented. Complainant and APP present. Accused's advocate present.

174. Exemption application by accused approved.

175. Extension application by complainant approved.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/11/2018:

Today, case presented. Complainant present. Accused absent. His advocate present.

176. Exemption application by accused approved. APP at a meeting in Chikhli, extension granted in the interest of justice. Complainant instructed to appear. For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 20/11/2018.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/11/2018:

Today, case presented. Complainant present. Accused absent. Advocate present.

177. Exemption application by accused approved.

APP on leave, complainant instructed to appear. For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 05/12/2018.

05/12/2018:

Today, case presented. Complainant present. APP present. Accused and his advocate present.

178. Extension application by accused approved. Testimony of complainant Champaklal Rangildas under exhibit-147 concluded. Cross-examination completed.

179. Document: Certified copy of resolution 2(A) (3) with signature and seal.

180. Extension application for cross-examination by accused approved.

For the purpose, adjourned for cross-examination under exhibit-147.
01/01/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/01/2010:

Today, case presented. Accused's advocate present. As Hon'ble Court is in training, for the purpose, adjourned for cross-examination of complainant under exhibit-147. 06/02/2019.

Signature/- Illegible

I/C Registrar, Principal Senior Civil Judge and Additional Judicial Magistrate, Gandevi.

06/02/2019:

Today, case presented. Accused absent. His advocate present.

181. Extension application by accused's advocate approved.

182. Exemption application by accused's advocate approved.

For the purpose, adjourned for cross-examination of complainant under exhibit-147. 06/03/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

06/03/2019:

Today, case presented. Complainant present. Accused absent. His advocate present.

183. Exemption application by accused approved.

184. Extension application by accused approved.

For the purpose, adjourned for cross-examination of complainant under exhibit-147. 20/03/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/03/2019:

Today, case presented. Accused present. His advocate present. As Hon'ble Court is on leave, for the purpose, adjourned for cross-examination of complainant under exhibit-147. 24/04/2019.

Signature/- Illegible

I/C Registrar, Principal Senior Civil Judge and Additional Judicial Magistrate, Gandevi.

(Witness no. 3 Mahendrabhai present.)

24/04/2019:

Today, case presented.

Complainant and APP present. Accused's advocate present.

185. Exemption application by accused approved.

Cross-examination of complainant under exhibit-147 recorded.

186. Copy of resolution filed under exhibit, cross-examination adjourned.

For the purpose, adjourned for further cross-examination of complainant under exhibit-147. 01/05/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/05/2019:

Today, case presented. Accused absent. His advocate present. Complainant and APP present.

187. Exemption application by accused approved.

Further cross-examination of complainant under exhibit-147 recorded. Cross-examination adjourned. For the purpose, adjourned for cross-examination under exhibit-147. 13/05/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

13/05/2019:

Today, case presented. Accused and His advocate present.

188. Extension application by accused approved. Further cross-examination of complainant under exhibit-147 recorded. Cross-examination completed.

189. Letters of two remaining Home Trade members presented by accused, filed under exhibit with complainant's consent. For the purpose, adjourned for evidence. 10/06/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/06/2019:

Today, case presented. Accused absent. His advocate present.

190. Exemption application by accused approved. Issue summons to witnesses no. 5 to 7. For the purpose, adjourned for evidence. 26/06/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/06/2019:

Today, case presented. Accused absent. Accused's advocate present.

191. Exemption application by accused approved.

Issue summons to witnesses no. 5 to 7.

For the purpose, adjourned for evidence. 17/07/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Criminal Case No. 2778/04

17/07/2019:

Today, case presented. Accused absent. Advocate present. Witness/APP present.

192. Exemption application by accused approved.

193. Testimony of witness Mahendrabhai Bhanabhai on oath.

194. Extension application by APP approved.

Extension report by APP approved. For the purpose, adjourned for further cross-examination of witness under exhibit-103. 07/08/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

07/08/2019:

Today, case presented. Parties absent. APP present.

195. Exemption application by accused approved.

196. Exemption application by complainant's APP approved.

For the purpose, adjourned for further cross-examination of witness under exhibit-53. 04/09/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/09/2019:

Today, case presented. Accused absent. Advocate present. Witness/APP present.

197. Exemption application by accused approved Further cross-examination of witness Mahendrabhai under exhibit-193 recorded. Further cross-

examination adjourned on oral request of accused's learned advocate. For the purpose, adjourned for further cross-examination of witness under exhibit-193. 25/09/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/09/2019:

Today, case presented. Accused absent. Advocate present. Witness/advocate present.

198. Exemption application by accused approved. Further cross-examination of witness Mahendrabhai under exhibit-193 recorded.

199. Extension application by accused approved. Cross-examination adjourned on accused's extension report. For the purpose, adjourned for further cross-examination of witness under exhibit-193. 23/10/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

23/10/2019:

Today, case presented. Parties absent. Advocate present.

200. Exemption application by accused approved.

201. Extension application by complainant approved.

For the purpose, adjourned for further cross-examination of witness under exhibit-193. 20/11/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/11/2019:

Today, case presented. Accused absent. Advocate present. Witness present. Advocate present.

202. Exemption application by accused approved.

For the purpose, adjourned for further cross-examination of witness under exhibit-193. 04/12/2019.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

04/12/2019:

Today, case presented. Accused absent. Advocate present. Witness present.

203. Exemption application by accused approved.

Testimony under exhibit-193.

Cross-examination of witness Mahendrabhai Bhanabhai Tailor recorded.

For the purpose, adjourned for further cross-examination under exhibit-193. 15/01/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

15/01/2020:

Today, case presented. Accused absent. Advocate present. APP present.

204. Extension application by accused.

Testimony under exhibit-193.

205. Certified copy of original Board of Directors meeting minutes filed under exhibit.

206. Original copy of general ledger statement of account from 01/07/1999 to 07/01/2020.

For the purpose, adjourned for further evidence by complainant. 26/02/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

26/02/2020:

Today, case presented. Accused's advocate present. APP present.

207. Exemption application by accused approved.

For the purpose, adjourned for evidence by complainant. 01/04/2020

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

01/04/2020:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present.

Accused present.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 17/03/2020 and Hon'ble District Court Navsari Circular No. ADM/15/81/2020 dated 17/03/2020, a date is given in this case.

For the purpose, adjourned for evidence. 19/05/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

19/05/2020:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 17/03/2020 and Hon'ble District Court Navsari Circular No. ADM/15/81/2020 dated 17/03/2020, a date is given in this case.

For the purpose, adjourned for evidence. 20/07/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/07/2020:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 17/03/2020 and Hon'ble District Court Navsari Circular No. ADM/15/81/2020 dated 17/03/2020, a date is given in this case.

For the purpose, adjourned for evidence. 08/09/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/09/2020:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 17/03/2020 and Hon'ble District Court Navsari Circular No. ADM/15/81/2020 dated 17/03/2020, a date is given in this case.

For the purpose, adjourned for evidence. 10/11/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

10/11/2020:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 17/03/2020 and Hon'ble District Court Navsari Circular No. ADM/15/81/2020 dated 17/03/2020, a date is given in this case.

For the purpose, adjourned for evidence. 22/11/2020.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/12/2020:

Today, case presented. Accused not present. APP present. As Hon'ble Court is on leave, issue summons/warrant/notice to surety for accused. For the purpose, adjourned for evidence. 02/03/2021.

Signature/- Illegible

I/C Additional Chief Judicial Magistrate, Gandevi.

02/03/2021:

Today, case presented. Accused absent. Advocate present. APP present.

208. Exemption application by accused approved.

For the purpose, adjourned for evidence. 28/04/2021.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/04/2021:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 09/09/2020 and Hon'ble District Court Navsari Circular No. Administrative/163/2020 dated 10/09/2020, a date is given in this case.

For the purpose, adjourned for evidence. 20/05/2021.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

20/05/2021:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 09/09/2020 and Hon'ble District Court Navsari Circular No. Administrative/163/2020 dated 10/09/2020, a date is given in this case.

For the purpose, adjourned for evidence. 30/07/2021.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

30/07/2021:

Today, case presented. APP present. Accused present. Extension application by accused approved. Issue summons to complainant. For the purpose, adjourned for service and evidence. 03/09/2021.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/09/2021:

Today, case presented. APP present. Accused present. Advocate present. Examination application by accused approved. For the purpose, adjourned for evidence. 24/09/2021.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/12/2021:

Today, case presented. Accused absent. Advocate present. APP present.

211. Exemption application by accused approved. Issue summons to witness no. 5 Manharlal. For the purpose, adjourned for evidence. 31/12/2021

21/12/2021:

Today, case presented. Accused absent. Advocate present. APP present.
Witness no. 5 present.

212. Exemption application by accused approved.

Witness no. 5 instructed to appear.

For the purpose, adjourned for evidence. 25/01/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

25/01/2022:

For the purpose, case presented. Learned APP present.

Accused's learned advocate present/absent.

Accused present/absent.

Due to coronavirus, considering Hon'ble High Court Circular No. 2605/2020 dated 09/09/2020 and Hon'ble District Court Navsari Circular No. Administrative/163/2020 dated 10/09/2020, a date is given in this case.

For the purpose, adjourned for evidence. 22/03/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

22/03/2022:

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to witness no. 5. For the purpose, adjourned for evidence. 04/05/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

04/05/2022:

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to witness no. 5 Maganlal. For the purpose, adjourned for evidence. 17/06/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

17/06/2022:

Today, case presented. Accused absent. Learned advocate absent.

APP.

As Hon'ble Court is on leave.

For the purpose, adjourned for evidence.

08/07/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

08/07/2022:

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to witness no. 5 Maganlal Dahyabhai.

For the purpose, adjourned for evidence.

Today, case presented. Accused absent. Advocate present. Exemption application by accused approved. Issue summons to witness no. 5 Maganlal Dahyabhai.

For the purpose, adjourned for evidence. 03/08/2022.

03/02/2022:

Today, case presented.

Accused absent. Advocate absent.

For the purpose, adjourned for evidence.

14/09/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

14/09/2022:

Today, case presented. Accused absent. Advocate present.

APP present.

215. Exemption application by accused approved.

216. As per Hon'ble Supreme Court order (Illegible).

Issue summons to witness no. 5. For the purpose, adjourned for evidence.

25/10/2022.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

03/10/2022:

217. Photocopy of Hon'ble Supreme Court Writ No. 19293/2021 SEC-XVIA dated 26/09/2022 has been given the exhibit number.

Signature/- Illegible

Additional Chief Judicial Magistrate, Gandevi.

Sr. No. 2: 14/11/2022: SC Transfer Petition No. 333-348/21 District Court Navsari Case No. 2778/04:

Coram: His Hon'ble The Sessions Judge, Shri A. Subramania (CR No. 19).

Accused is present.

Adv. Poonam Ankalesharia for accused is present. Adv. Gunjan M. for complainant/intervenor is present. Adv. Ms. Gunjan for complainant submitted that the application for modification is preferred before the Hon'ble Supreme Court. The record of four proceedings not yet received. The office to verify and

Registrar Sessions to issue reminder. The aspect of allocation of the matters will be considered on the next date.

Adjourned on 03.12.2022 for Appearance and Orders.

Signature/-

Sessions Judge,

Gr. Mumbai.

Sr. No. 2: 14/11/2022: SC Transfer Petition No. 333-348/21 District Court Navsari Case No. 2778/04:

Coram: His Hon'ble The Sessions Judge, Shri A. Subramania (CR No. 19).

Accused is present.

Adv. Poonam Ankalesharia for accused is present and filed vakalatnama for accused. TOR O-filed.

She also filed exemption application on behalf of accused. TOR.

O-Exemption granted for today only.

Adjourned on 20.01.2023 for Appearance.

Signature/-

Sessions Judge,

Gr. Mumbai.

First Information Report

(U/s 154 of CrPC)

Gandevi Police Station M Case no. 3/02

1. Sub-District: Navsari District: Navsari Time of offence: At any time
From Date: 26/02/2002 till date.

-
1. Date and time of reporting of the offence: Date: 16/07/02 Time: 14:30 o'clock.
 2. Place of offence and the direction and distance from PS: at Gandevi People's Co. Op. Bank Ltd., on the east at 200 m, Town Beat, Ta. Gandevi.
 3. Date of sending from Police Station: 16/07/2002
 4. Name and address of the complainant / informer: Champakbhai R. Mali, aged about 55, occupation: Business, Res. Uganam Street, Gandevi, Ta. Gandevi, Dist. Navsari.
 5. Name and addresses of the accused:
 - (1). Home Trade Ltd
 - (2). Nandkishor Shankarlal Trivedi
 - (3). Ketan Sheth
 - (4). Vijay Hariram Agrawal
 - (5). Subodh Bhandari
 - (6). Hiten Bhupendra Shah
 - (7). Hiren Gada
 - (8). Sashank Gopal Ranade
 - (9). Vijay Himmatlal Modi
 - (10). Salil Dinkarlal Gandhi, All residents of Mumbai

- (11) Allen James
- (12) Rasal Bank Vegar, No. 11-12 both residing at USA
- (13) Mike alias Manoj Ambelal Shah, Res.
- (14) Dhananjay Agrawal
- (15) Shilpa Hiten Shah
- (16) Jagruti Ketan
- (17) Kanan Mevawala
- (18) Ketan R. Maskariya, No. 14 to 18, R/o. Mumbai.
- (19) Niraj Surati
- (20) Smt. Kruti Niraj Surati, No. 19-20 both R/o. Bharuch.

6. Brief Fact of Offence and if any property stolen, its short description:

Under IPC Section-406, 420, 120B. The fact of the offence is that at the above mentioned time and place, the accused persons mentioned in column no. 5, the office bearers of Home Trade Ltd, Mumbai, committed fraud of Rs. 2, 90,162.50/-, the amount that was given to the accused by Gandevi People's Co. Op. Bank Ltd to purchase the government securities, and the accused caused financial damage to the bank by hatching the conspiracy and committed fraud.

7. Action taken regarding the investigation and the explanation in case there is delay in writing down the first information.

Sd/- Illegible

PSI, Gandevi (PSO)

Write the first information below and obtain the signature or thumb impression of the informer to confirm that it is true, and the officer writing down the first information will put his countersignature.

In the Court of Hon'ble Judicial Magistrate,
Criminal Case No. 11/2002

Complainant: Champakbhai R. Mali, aged about 55 years, occupation: Job,
Res. Ugaman Street, Gandevi, Ta. Gandevi, Dist. Navsari.

Res.

(1) Home Trade Limited, Address: Mittal Court, "A" Wing, 143, 14th Floor, Nariman Point, Mumbai-400021. (2) Mr. Nandkishor Shankarlal Trivedi, aged 45, occupation: Business, Res. Devbhuvan, 2nd floor, Chira Bazaar, Mumbai. (3) Mr. Ketan Kantilal Sheth, aged about 40, occupation: business, Res. 193, Lalit Kutir, Gulmahor cross road, Road No. 9, Juhu, Mumbai. (4) Mr. Sanjay Hariram Agrawal, aged about 35, occupation: business, Res. Juhu, Shalimar CHS Gulmahor cross road no. 10, Juhu, Mumbai. (5) Mr. Subodh Bhandari, aged about 46, occupation: business, Res. 704-B, Govind Complex, Sector No. Vasi, Vubre, Navi Mumbai-400705. (6) Mr. Hitendra Bhupendra Shah, adult aged, occupation: business, Res. 102, Gandhi Nivas, Ashok Nagar road, Vakola, Shantakruz, Mumbai-400055. (7) Mr. Hiren Gada, adult aged, occupation: business, senior vice president, Home Trade Limited, Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021. (8) Mr. Sashank Gopal Ranade, aged 40, occupation: business, Res. 3/1, Radhakrishna Nivas, Ground Floor, SK Bole Road, Dadar (CWJ), Mumbai. (9) Mr. Vijay Himmatlal Modi, aged about 46, occupation: Business, Res. A – 203, Amita Co. O. Housing Society, Kulupavadi road, Borivalli (East), Mumbai-400063. (10) Salil Dinkarlal Gandhi, aged about 43, occupation: Business, Res. 11/13, Gold Coin Co. O. Ha. Society, Tardev, Mumbai-400034. (11) Allen James Macmillan, aged about 41 years, occupation: Business, Res. 785, Castro Street, Montague, CA-94041, USA. (12) Rasal Bankcam Vegar, adult aged, occupation: business, Res. Timber Hill Terrace, Aayan Field, M. A. 1940,

USA. (13) Mr. Mike alias Manoj Ambelal Shah, aged about 58 years, occupation: Business, Res. Belari road, RMV Extension, Bangalore-506080. (14) Mr. Dhananjay Agrawal, adult aged, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021. (15) Smt. Shilpa Hiten Shah, adult aged, occupation: Business, Res. 102, Gandhi Nivas, Ashok Nagar Road, Vakola, Shantakruz, Mumbai-400055. (16) Smt. Jagruti Ketan Sheth, adult aged, Res. 193, Lalit Kutir, Gulmahor Cross Road, Road no. 9, Juhu, Mumbai. (17). Kanan Mevawala, aged about 28, occupation: Business, Res. Jayant Mahal, 5th Floor, Opp. Vankhede Stadium, Marine Drive, Mumbai. (18). Mr. Ketan R. Maskariya, aged about 35 years, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021. (19) Mr. Niraj A. Surati, aged about 34, occupation: Business, Res. Surya Flats, 1st Floor, above Surya Shopping Complex, Sevashram Road, Bharuch-392001. (20). Smt. Kruti Niraj Surati, adult aged, occupation: business, Res. Matru Ashish, beside Rungata Eye Hospital, Singhvai road, Bharuch-392001.

Gandevi People's Co. O. Bank has been established as per the Gujarat Cooperative Act and its sub-rules and in order to do the banking work, Reserve Bank of India, Ahmedabad has granted necessary license to the bank for the banking activities. The head office of our bank is located at Gandevi and the other offices are located at Bilimora and Chikhali. The Board of Directors of the bank, vide the resolution no. 2 (A) 3 dated 19/05/2002, has authorized me the complainant to carry out legal proceedings against the accused of this case. Accordingly, I have lodged the present complaint against the accused of this

Accused no. 1 has the firm titled Messars Home Trade Limited and the said firm is registered in the National Stock Exchange as the share and stock broker and the accused no. 1 to 18 of this case are the directors of the said firm,

while accused no. 19 and 20 are doing business at Bharuch and he identify himself as the agent of the firm of accused no. 1 and he has stated so before me the complainant.

I, the complainant, trusted his statements and accepted him as agent of Accused No. 1's firm while proceeding with the transactions. Accused Nos. 2 to 18 directly manage and oversee the operations of Accused No. 1's firm, making them responsible for its administration. Accordingly, the present complaint has been filed against the accused.

(3) In this case, Accused No. 3, Mr. Ketan Sheth, is a leading stockbroker in Mumbai. He presented himself as a reputed stockbroker and, around 1999, claimed to be a director of Euro Asian Securities Limited, which was a member of the National Stock Exchange. The said company operated under the Banking Regulation Act of 1949. Additionally, all cooperative banks were mandated to comply with the Reserve Bank of India's directives, and accordingly, the complainant bank was also required to invest in government securities through the SLR (Statutory Liquidity Ratio).

Based on the above facts and legal requirements, and trusting the statements of Accused No. 3, Ketan Sheth, in October 1999, the complainant bank paid ₹ 25, 77,358.61 via cheque number 33956 drawn on Maharashtra State Co-operative Bank Limited, Mumbai, for the purchase of government securities. The accused ensured that the transaction was executed in a manner that satisfied the complainants.

Later, in May 2000, Accused No. 3, Ketan Sheth, along with Accused No. 4, Sanjay Agarwal, and Accused No. 2, Nandkishor Trivedi, visited the complainant bank's main branch and informed that they had changed the name of Euro Asian Securities Limited to Home Trade Limited. They stated that Home Trade Limited was a member of the National Stock Exchange, and its management consisted of highly skilled technocrats. They requested that future government securities transactions be conducted through Home Trade Limited.

Additionally, the accused claimed that another sister company of Home Trade Limited, Ways India Limited, was engaged in business transactions involving celebrities like Shah Rukh Khan, Hrithik Roshan, Sachin Tendulkar, and Priyanka Chopra. They invited the complainant bank's directors to visit their office in Mumbai to understand the company's operations firsthand. Due to this request, the complainant bank's directors visited the accused company's software park office in Navi Mumbai. The said office was ultra-modern (some sentences are missing), and as per the accused's statements, most stock exchange operations in Mumbai were handled through their firm.

From the beginning, the accused misrepresented information to the complainant bank, making false claims and attempting to build a misleading reputation for efficient operations.

(6). Trusting the statements of the accused and to maintain the SLR (Statutory Liquidity Ratio), we, the complainants, engaged in the following financial transactions with the accused:

Details of Financial Transactions:

(A) In October 1999, a transaction was made to purchase government securities worth ₹25, 77,358.61. Payment was made via cheque number 63956 from Maharashtra State Co-operative Bank Limited.

(B) In May 2002, among the accused, Ketan Sheth, Sanjay Agarwal, and Trivedi visited Gandevi and informed that the firm previously known as Euro Asian Securities Limited had been renamed as Home Trade Limited. They claimed that Home Trade Limited was involved in government securities transactions and was a member of the stock exchange. They further requested future transactions to be conducted through their firm. Additionally, they presented Home Trade Limited as a highly professional institution managed by

expert professionals. They said that prominent personalities such as Shahrukh Khan, Hrithik Roshan, Sachin Tendulkar, and Priyanka Chopra were involved in expanding the firm's operations.

Taking their representation and request into consideration, we visited their office in Navi Mumbai. They provided (1-2 sentences missing).

(C) As per the representation of the accused, on 16/01/2001, we had asked to purchase government securities and provided the accused with contract note numbers 6405 and 6407, dated 16/ (unclear). The contract was valued at ₹1, 98, and 95,641.66.

(D) Vide Contract Note No. 6403 and 6 (illegible/ unreadable) of the accused, we had purchased the securities and in this regard we were supposed to make the payment of Rs. (illegible/unreadable) and in this regard, we have deposited the said amount vide cheque no. 069109 of HDFC Bank.

(E) As the second deal, we asked the accused to sell the government securities of Rs. 2,21,90,375/-, the accused had given the contract note no. 6815 and 6817 in this regard and we had given the securities to the accused in this regard. Against the said selling, we had purchased the security of GOI 2015 of 9.85% of Rs. 2,02, 38, 305.56 vide the contract note no. 6813 of the accused and the accused had paid the amount of difference of Rs. 19,52,069.44 paisa. Despite this, the accused had not given the physical possession of the securities of the note no. 6813.

(F). During the period of November, 2001, we had asked the accused to give the security of the note no. 381 (Illegible). So, the accused said that the said security will bring benefit at the time of selling. So, we had asked the accused to sell the said security and the accused had said that the said security has been

sold at the price of Rs. 2,16,68,694.44 vide contract note no. 6867 dated 15/11/2001.

(G). In order to fulfill the requirement of SLR, we had asked the accused to purchase the security of GOI 2019,10.03%, and the accused had given the contract note no. 6869 dated 15/11/2001 of Rs. 2,72,93,665.67 in this regard, the accused had given the note no. 6869 dated 15/11/2001 of Rs. 2,72,93,665.67 in this regard, and we had paid the amount of difference of Rs. 56,24,972.23 paisa to the accused vide the cheque no. 297812 of HDFC bank. In this regard, the accused were supposed to give the security to us in December 2001.

(H). During the period of date 13/12/2001, instead of accepting the delivery of the said security, we the complainant had asked the accused to sell the said security and in this regard, the accused had given the contract note no. 6939 dated 16/12/2001 of Rs. 2,90,16,743/-.

(I). In order to fulfill the requirement of our SLR, we had (one line missing in photocopy of source language) purchased the security vide contract note no. 6941 dated 16/12/2001 of Rs. 2, 79,333.33 and the accused has paid the amount of difference of Rs. 10, 58,409.33 paisa was paid to us by the accused vide the cheque, and the accused was supposed to make the delivery of the said security to us the complainant. In this regard, we had asked the accused and the accused had sent the contract note no. (Illegible/missing in photocopy) dated 26/02/2002 of Rs. 2, 86, 79,062.50 paisa to us.

(7). To fulfill our requirement, we had asked the accused of this case to purchase the security of GOI 2017, 6.07%. So, the accused has given the contract note no. 7437 dated 26/02/2002 of Rs. 2, 90, 10,162.50 paisa and the accused were supposed to give the said security to us the complainant But the accused, in connivance with one another from the very beginning, misrepresented themselves before us and enticed us with mala fide intention

and siphoned off crores of rupees from us and it will cause financial damage to us. Despite knowing this, the accused obtained the amount from us and embezzled the money for their personal benefit and committed fraud of crores of rupees with us and despite our repeated demands, the accused do not return the security of the note no. 7437 dated 23/02/2002 of 8.07% GOI 2070 to us, do they give it to us, and despite the fact that we the complainant made repeated attempts to contact the accused on phone, fax and in person now and again, the accused do not come to their usual business place, nor do they come to their residential place, nor do they give us the security that we have been demanding from them. They do not act as per what they have promised to us. Then, we came to know from the newspapers, TV and the other sources that the accused who had purchased the security of the contract note no. 2017 dated 26/02/2002 of Rs. 2,90,10,162.50 paisa and the accused of this case have (last bottom line of the source language is missing) and the accused intentionally committed the said acts mentioned in the complaint with us the complainant and have committed the offences of serious nature punishable under IPC Section 406, 420, 421 etc., therefore, on 09/07/2002, I lodge my complaint against the said accused. My witnesses are as follows.

- (1). I complainant myself
- (2). Mr. Akshay R. Desai, Director, The Gandevi People's Co. Op. Bank Ltd, Res. Gandevi.
- (3). Mr. Mukesh Mehta, Director, The Gandevi People's Co. Op. Bank Ltd., Res. Bilimora.
- (4). Mr. Manharlal D. Shah, Director, Gandevi People's Co. Op. Bank Ltd., Res. Gandevi.

- (5). Mr. Kishor T. Patel, Director, The Gandevi People's Bank Ltd., Res. Gandevi.
- (6). Mr. Gulabbhai B. Patel, Director, The Gandevi People's Bank Limited, Res. Gandevi.

If required, we will produce further witnesses in connection with the investigation.

Date: 10/07/2002.

Acknowledgement

Today I the complainant do acknowledge at Gandevi and state that the above facts stated in the complaint are true and correct to be best of my knowledge and belief.

Date: 10/07/2002.

The above written complaint was received from Hon'ble Judicial Magistrate First Class, Gandevi, bearing outward no. 763/02 it being Criminal Miscellaneous Application No. 11102 dated 12/07/2002 for investigation, the offence has been registered with Gandevi Police Station vide CR No. 03/02 date: 16/07/2002 and the report under Section 157 has been made.

Sd/- Illegible
Police Sub Inspector
Gandevi

Dispatched with compliments to:-

Hon'ble Judicial First Class Magistrate, Gandevi Court

Date: 16/07/2002.

Exh-2

To,
Hon'ble Judicial Magistrate First Class,
Gandevi.

I, A. M. Sarang, Circle Police Inspector, Bilimora, kindly report that,
In connection with Gandevi Police Station M-Case No. 3/2002 registered
under IPC Section- 406, 409, 420, 120b, 467, 468, accused Ketan Kantilal
Sheth, aged 40, Res. 193, Lalit Kutir, Gulmahor Crossroad No. 9, was arrested
at 22:00 o'clock on 06/09/2002 and has been sent to the Court custody of this
Hon'ble Court in time. It is requested to take him in the Court custody.

Date: 07/09/2002

Sd/- Illegible
(A. M. Sarang)
Circle Police Inspector
Bilimora

The accused produced before me on 07/09/2002 at 18:00 hrs. There is no
complaint against the police. Released on bail. Taken in police custody till
12:09:2002.

Sd/- Illegible Judicial Magistrate, First Class, Gandevi. 07/09/2002.

Exh-3

To,
Hon'ble Judicial Magistrate First Class,
Gandevi.

Subject: To grant 12 days' police custody remand of the accused in connection with Gandevi Police Station M-Case No. 3/2002 under IPC section-406, 420, 467,468,120b.

I, A. M. Sarang, Circle Police Inspector, Bilimora, kindly report that,

In connection with Gandevi Police Station M-Case No. 3/2002 under IPC section-406, 420, 467,468,120b, The Gandevi People's Co. Op. Bank Ltd., Gandevi had given the contract note no. 7437 dated 26/02/2002, 8.07% GOI 2070, Rs. 2,90,10,162.50 to the director Ketan Kantilal Sheth, and other office bearers of Home Trade Ltd, Mumbai to purchase the government securities. The office bearers of Home Trade gained the trust of the office bearers of the bank committed fraud with the bank.

The accused Ketan Kantilal Sheth, aged 40, Res. 193, Lalit Kutir, Gulmahor Cross Road No. 9, JVPD Scheme, Andheri West, Mumbai, No. 49, the director of Home Trade Ltd, Mumbai has been arrested at 22:00 o'clock on 06/09/2002 and the presence of the said accused is required in connection with the investigation for the following reasons, therefore, it is requested to grant 12 days' police custody remand of the said accused in connection with the investigation. The copy of the case diary of the investigation is attached herewith.

- (1). To collect the documents of the contract related to the government security made with The Gandevi People's Co. Op. Bank Ltd, Gandevi from Mumbai.
- (2). To investigate who others are involved in forging the contract Note issued regarding the security?

(3). To investigate in which banks the amount of Rs. 2,90,10,162.50 invested in the security has been invested at Mumbai?

(4). To find out whether the amount of the security has got deposited in the bank of RBI at Ahmedabad? And in order to collect the related documents.

(5). Since only this accused know the co-accused of this offence, therefore, he will have the information about the co-accused regarding their addresses and residences, therefore, in order to carry out the investigation at Mumbai, Bharuch and at Ahmedabad in this regard.

For the reasons stated above, the accused Ketan Kantilal Seth, residing at 193, Lalit Kutir, Gulmahor Cross Road No. 9, Andheri West, Mumbai No. 49, is very much required for the investigation, as other accused can be reached through him. Additionally, his presence is necessary to ascertain in which banks/companies in Mumbai the funds of the securities purchased by Gandevi People's Co. Op. Ltd., Gandevi, have been invested. His presence is also required for investigations in Mumbai, Bharuch, and Ahmedabad. Therefore, considering the above reasons, it is requested to grant 12 days' police custody remand of the accused in the interest of justice.

The copy of the case diary of the investigation is attached herewith.

Date: 07/09/2002

Sd/- Illegible

(A.M. Sarang)

(Circle Police Inspector)

Bilimora

ORDER:

Heard. Taking into account the seriousness of the case, to ensure that the police is given the chance of investigation, the accused is sent to police custody remand till 05:00 o'clock of 12/09/2002.

Sd/- Illegible

07/09/2002

Judicial Magistrate, First Class, Gandevi.

Sd/- Illegible

Accused and remand warrant received.

CPI (Circle Police Inspector)

Exh-4

In the Court of Hon'ble Judicial Magistrate First Class of Valsad.

M. Case No. 3/2002

Complainant: The State Government

Accused : Ketan Kantilal Sheth

103, Liberty Apartment, Sarojini road, Vile Parley,
(West), Mumbai.

Whose advocates

Mr. Ayaz Ahmad Shekh (M. Sc., LLB)

Mr. Anish K. Ghanchi (B. Com., LLB)

Mr. Manish N. Rana (B. A., LLB)

Mr. H. M. Kureshi

Have been appointed as an advocate to represent me in court, manage the case, conduct private negotiations, sign on my behalf in those negotiations, and handle all matters related to the said case.

In witness thereof, we have signed on the date 7-9-2002.

We the advocates are not the members of the welfare fund.

Signature

1. Sd/- Illegible

2.

3.

4.

5.

Sd/- Illegible

Sd/- Illegible

Sd/- Illegible

Sd/- Illegible

Address:-

Ayaz Ahmad Shekh,

M. Sc., LLB, Advocate,

G-1, Imam Apartment,

Dhanbhura Road, Valsad.

Tel. O. 56574 R. 43539

Exh-5

To,
Hon'ble Judicial Magistrate First Class,
Gandevi.

I, A. M. Sarang, Circle Police Inspector, Bilimora, kindly report that,

In connection with Gandevi Police Station M-Case No. 3/2002 registered under IPC Section- 406, 409, 420, 120b, 467, 468, accused Ketan Kantilal Sheth, aged 40, Res. 193, Lalit Kutir, Gulmahor Crossroad No. 9, was arrested at 22:00 o'clock on 06/09/2002 and the police custody remand of the accused was received till 17:00 o'clock of 12/09/2002, therefore, as the remand period of the said accused is ending, he has been sent to the Court custody of this Hon'ble Court today in time and it is requested to take him in the Court custody. The warrant of the accused is attached herewith.

Date: 12/09/2002.

Sd/- Illegible

(B. M. Sarang)

Circle Police Inspector

Bilimora

The accused was produced before me at 17:00 hrs. On 12/09/2002. There is no complaint against the police. Released on bail. Taken in the Judicial Custody till date:

Date: 12/09/2002.

Sd/- Illegible

Judicial Magistrate, First Class,

Gandevi.

Exh-6

To,
Hon'ble Judicial Magistrate First Class,
Gandevi.

Subject: To grant 04 days' police custody remand of the accused in connection with Gandevi PS M Case No. 3/2002 under IPC Section 406, 409, 420, 467, 468, 120B.

I, A. M. Sarang, Circle Police Inspector, Bilimora, kindly report that,

In connection with Gandevi Police Station M-Case No. 3/2002 registered under IPC Section- 406, 409, 420, 120b, 467, 468, accused Ketan Kantilal Sheth, aged 40, Res. 193, Lalit Kutir, Gulmahor Crossroad No. 9, was arrested at 22:00 o'clock on 06/09/2002 and the police custody remand of the accused was received till 17:00 o'clock of 12/09/2002, but for the below mentioned reasons, the investigation has remained uncompleted and the presence of the accused is very much required during the investigation. Therefore, it is requested to grant 04 days' police custody remand of the accused in the interest of justice in connection with the investigation.

- (1). The presence of the accused is required at the office of the Registration of Companies (ROC), at Pune.
- (2). In order to conduct the live detective test of the accused at Ahmedabad.
- (3). To conduct the investigation of the co-accused who are involved in the office with the accused.
- (4). As the record regarding the financial transactions made by Home Trade Ltd and the accused made in different banks will become available in Mumbai in 2 days, and in order to interrogate the accused on the basis of the said information regarding the financial transactions, the presence of the accused is required.

(5). As the statements of the officers of Reserve Bank of India, Ahmedabad who had conducted the audit of the Gandevi People's Bank are to be taken, the accused and the bank audit officer will be cross-interrogated, and therefore, the presence of the accused is required.

For above reasons, the presence of the accused is necessary in connection with the investigation, therefore, it is requested to grant 04 days' police custody remand of the accused.

Sd/- Illegible

(C. M. Sarang)

Circle Police Inspector, Bilimora

Heard. In order to see that the police gets enough chance of the investigation, it is ordered to grant the 05 days' police custody remand of the accused till 13/07/2002.

Sd/- Illegible, 12/07/2002

Judicial Magistrate, First Class, Gandevi

The custody of the accused and the warrant have been received.

Sd/- Illegible, PC 754

Exh-7

To,
Hon'ble Judicial Magistrate, First Class,
Gandevi.

I, A. M. Sarang, Circle Police Inspector, Bilimora, kindly report that,

In connection with Gandevi Police Station M-Case No. 3/2002 registered under IPC Section- 406, 409, 420, 120b, 467, 468, accused Ketan Kantilal Sheth, aged 40, Res. 193, Lalit Kutir, Gulmahor Crossroad No. 9, Andheri West, Mumbai, was produced on 12/09/2002, and his one day police custody remand was received till 17:00 o'clock of 13/09/2002. As the remand period of the said accused is ending today, he has been sent today to take him in the Court custody in time. Therefore, it is requested to take him in the court custody. The original warrant is attached herewith. This is for your kind information.

Date: 13/09/2002

Sd/- Illegible

(A.M. Sarang)

Circle Police Inspector

Bilimora

The accused was produced before me at 17:00 o'clock on 13/09/2002, and he has not made any complaint against the police, and has got released on bail. Taken in the judicial custody till 27/09/2002.

Date: 13/09/2002

Sd/- Illegible

Judicial Magistrate, Gandevi.

The custody of the accused and the warrant have been received.

Sd/- Illegible

PC 754

Exh-8

Navsari Town Police Station.

Date: 12/09/2002. Exh-8

To,

Hon'ble J. C. J. (JD) and

Judicial Magistrate, First Class,

Gandevi.

Subject: To hand over the custody of the accused through transfer warrant.

I, R. S. Patel, Police Sub Inspector, Navsari Town Police Station, kindly report that,

In connection with the offence registered with Navsari Town Police Station vide I-CR No. 93/2002 under IPC Section 406, 409, 420, 421, 422, 423, 467, 468, 120B, 34, accused Ketanbhai Kantilal Sheth (Shah), aged 42, Res. 193, Lalit Kutir, CHS, 3rd floor, JVPD, Mumbai – 40049 is still to be arrested in the said offence, and at present he is in the police custody of Gandevi Police since 22:30 o'clock of 06/09/2002 in connection with Gandevi Police Station M-Case No. 3/2002 registered under IPC Section-406, 409, 420, 467, 468 etc., a transfer warrant of my name has been obtained from Hon'ble Chief Judicial Magistrate, Navsari in order to arrest the said accused in connection with Navsari Town Police Station vide I-CR No. 93/2002 under IPC Section 406, 409, 420, 421, 422, 423, 467, 468, etc., is annexed herewith, therefore, it is requested to grant the custody of the accused to us once his custody in Gandevi Police Station is over. This is for your kind information. Date: 13/09/2002.

Sd/- Illegible

Police Sub Inspector

Navsari Town Police Station

Transfer Warrant

Chief Judicial Magi. Court,

Navsari.

Date: 12/09/2002

To,

The Joint Senior Judge (Judicial) and
Judicial Magistrate, First Class, Gandevi.

Subject: To transfer the accused named Ketanbhai Kantilal Sheth (Shah) of the offence registered with Gandevi M- Case No. 3/2002 under IPC Section-406, 409, 422, 423, 120(b), 420, 34.

Sir,

Respectfully it is to inform that accused Ketanbhai Kantilal Sheth (Shah), aged 42, Res. 193, Lalit Kutir, CHS, 3rd Floor, Gulmahor Cross road, JVPD, Mumbai-400049 of the offence registered with Gandevi Police Station M-Case No. 3/2002 under IPC Section-406, 409, 422, 423, 120(b), 420, 34 in the court custody of this Court.

The said accused Ketanbhai Kantilal Sheth (Shah), aged 42, Res. 193, Lalit Kutir, CHS, 3rd Floor, Gulmahor Cross road, JVPD, Mumbai-400049 is required in connection with the offence registered with Navsari Town Police

Station vide I-CR No. 93/2002 under IPC Section 406, 409, 420, 421, 422, 423, 467, 468 etc., the said accused be handed over in connection with Navsari Town Police Station vide I-CR No. 93/2002 under IPC Section 406, 409, 420, 421, 422, 423, 467, 468 etc., on the condition that he is not released directly on bail.
Date: 12/09/2002

Sd/- Illegible
Chief Judicial Magistrate, Navsari.

Note: - The Transfer Warrant of the name of Police Sub Inspector Mr. R. S. Patel has been submitted.

Exh-9

Outward No. 1073

Judicial Magistrate, First Class Court,
Gandevi.

Date: 13/09/2002.

To,

The Jailer,

Sub-Jail, Gandevi.

Subject: To hand over the custody of accused Ketanbhai Kantilal Sheth in connection with Gandevi Police Station CR No. M-Case 3/02.

Respectfully this is to inform that the accused Ketanbhai Kantilal Sheth of Gandevi CR No. M-Case 3/02 is in the jail here. As per the transfer warrant of the Chief Judicial Magistrate, he is required in connection with the investigation of the offence registered with Navsari Town Police Station vide I-CR No. 93/2002 under IPC Section 406, 409, 420, 421, 422, 423, etc., the accused be handed over to Police Sub Inspector Mr. R. S. Patel, Navsari, on the

condition that the accused is not released directly and he be produced in this Court on date: 25/09/2002.

Sd/- Illegible

Civil Judge (CD)

And Judicial Magistrate, First Class, Gandevi.

Yadi has been received.

Sd/- Illegible (PSI), Dt. 13/09/2002)

Exh-10

In the Court of Hon'ble Judicial Magistrate, First Class, Gandevi.

Gandevi Police Station M-Case No. 3/02

Name of the Parties,	Age	Occupation	Address
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Petitioner : (Original Accused no. 3) Ketan Kantilal Sheth, adult aged, Share broker, 193, Lalit Kutir, Gulmahor, Cross road No. 9, JVPD, Andheri (West), Mumbai-499958.

Vs.

Respondent:-

State of Gujarat (the notice be served through APP, Gandevi, Civil Court, Gandevi)

(Since the accused is in the custody, the Court fee is waived)

Application: To get released under CrPC Section-437(1) in connection with the offence registered with Gandevi Police Station M-Case No. 3/02 under the IPC Section-406, 420, and 120/B.

I, the petitioner/accused respectfully submit that,

(1). In connection with the offence registered with Gandevi Police Station vide M-Case No. 3/02 under IPC Section-406, 420, and 120/B, the Investigating Officer arrested him on 06/09/2002, and produced before this Court on 07/09/2002 seeking the police custody remand of the said accused, and thereafter, the police custody remand of the petitioner/ accused was granted by this Hon'ble Court till 12/09/2002, and as the police custody remand is ending today, the petitioner/ accused has filed the present petition seeking his release on bail under the provisions of section 437(1) of CrPC.

(2). The fact of the offence in which the petitioner/ accused has been arrested is that,

The complainant, Gandevi People's Co. Op. Bank Limited, invested in government securities for its Statutory Liquidity Reserve Fund (SLR) by purchasing 8.07% GOI 2017 securities through contract note no. 7437 dated 26/02/2002, paying Rs. 2, 90, 10,162.50 to Home Trade Limited (HTL). Subsequently, despite repeated attempts by the complainant to contact the accused to obtain the securities, the accused neither met the complainant nor delivered the securities as per the contract. This breach of promise and trust resulted in the accused misappropriating Rs. 2, 90, 10,162.50, thereby committing a breach of trust.

Based on the facts of the aforementioned complaint, the applicant/accused has been arrested, and this application is submitted for release on bail for the following reasons.

Grounds for Bail Application:

(A) Upon a thorough review of the complaint against the applicant/accused, it is evident that the applicant/accused has been falsely implicated in the alleged

offense without any reasonable or lawful grounds. Therefore, the applicant/accused does not accept the allegations of the said offense.

(B) The complainant has stated in the complaint that the applicant/accused is a director of Home Trade Limited (HTL), but this claim is based solely on incomplete information without any verification. The true fact of whether a person is a director of a company can be determined by examining the company records at the Registrar of Companies (ROC). The records of HTL at the ROC clearly show that the applicant/accused was not a director of HTL, contrary to the complainant's false and fabricated claim. This fact conclusively proves that the applicant/accused had no involvement or connection with the transactions between the complainant bank and HTL.

(C) The applicant/accused joined HTL as an Additional Director on 19/01/2000. As an Additional Director, the applicant/accused had no role in the day-to-day operations or responsibilities related to the company's routine transactions. Furthermore, the applicant/accused resigned as a director of HTL on 15/05/2001, and this resignation was accepted by HTL's Board of Directors on the same date. The resignation was duly notified to the Registrar of Companies, Pune, Maharashtra, via Form No. 32 under Section 303(2) of the Companies Act. The alleged contract mentioned in the complaint was executed on 26/02/2002, approximately nine months after the applicant/accused's resignation. This clearly indicates that the applicant/accused was no longer a director of HTL at the time the complainant entered into the contract with HTL.

(D) The complainant, through their advocate, issued a notice under Sections 138 and 141 of the Negotiable Instruments Act on 26/06/2002. Upon receiving this notice, the applicant/accused, through their advocate and solicitor, responded on 10/07/2002, clearly stating that the applicant/accused was not a director of HTL, had not entered into any contract with the complainant for the

securities, and had not made any assurances to the complainant. Despite receiving this response, the complainant filed the complaint on 16/07/2002, falsely implicating the applicant/accused with fabricated facts.

(E) The complainant has consistently claimed in the complaint that the offense occurred on 26/02/2002 and continued until 17/07/2002. However, as stated above, the complainant did not contact the applicant/accused on or after 26/02/2002, and the applicant/accused has no connection with the transactions between the complainant and HTL. Therefore, the applicant/accused is entirely innocent.

(F) The complaint alleges that HTL breached the contract, making the dispute between the complainant and HTL a civil matter. Additionally, Nandkishor Shankarlal Dwivedi, a director of HTL and accused no. 2 in the complaint, issued a cheque as an authorized signatory, which was dishonored. Consequently, the complainant filed a case under Sections 138 and 141 of the Negotiable Instruments Act against the applicant/accused and other accused. These facts clearly indicate that no offense is prima facie made out against the applicant/accused under Sections 420, 406, and 120B of the Indian Penal Code.

(G) The applicant/accused has been a resident at the stated address with their family since birth and has no criminal history. The applicant/accused is readily available during the judicial proceedings of the case, and this Hon'ble Court has the authority to grant bail to the applicant/accused.

(H) The applicant/accused operates Giltedge Management Services Limited, a non-banking financial company recognized by the Reserve Bank of India, located at 103, Liberty Apartment, 80/A, Sarojini Road, Behind McDonald's, Vile Parle, West Mumbai - 56, which is still operational. The applicant/accused is an authorized dealer in the securities market for investments in securities. The investigating officer's search at the company's premises and the seized

documents reveal no evidence linking the applicant/accused directly or indirectly to the alleged offense, further entitling the applicant/accused to bail.

(I) If released on bail, the applicant/accused will not engage in or cause any activities that harm the complainant's interests or evidence. The complainant's witnesses are under the Hon'ble Court's jurisdiction, and there is no likelihood of the applicant/accused attempting to influence or tamper with them. The complainant's case is entirely based on documentary evidence, and the applicant/accused is not in a position to harm such evidence. These circumstances provide sufficient and reasonable grounds for this Hon'ble Court to grant bail to the applicant/accused.

(J) The punishment for the alleged offense is neither death nor life imprisonment, and this Hon'ble Court has the authority to conduct judicial proceedings for the case. Therefore, the applicant/accused is entitled to bail under Section 437(1) of the Code of Criminal Procedure.

(K) The complaint involves a total of 18 accused, of whom only the applicant/accused has been arrested. The investigation and subsequent judicial proceedings are likely to take a considerable amount of time. If the applicant/accused is not granted bail, his family, business, and livelihood will be severely affected. This necessitates the release of the applicant/accused on bail.

(L) The applicant/accused suffers from hypertension and was admitted to the Government Medical College and Hospital, Nagpur, during police interrogation due to deteriorating health. The applicant/accused has previously undergone kidney surgery, and a rod inserted in his leg due to an accident-related injury remains in place. Considering the applicant/accused's family, business, and health conditions, there is a compelling need to grant bail.

(M) The applicant/accused is willing and prepared to furnish bail in the amount directed by this Hon'ble Court and comply with all imposed conditions.

(N) Considering the above reasons, as well as any additional reasons and legal and factual issues raised during the hearing of this application, the present bail application deserves to be granted.

(4) This application is filed with a court fee of Rs. 0.65.

(5) This Hon'ble Court has the jurisdiction to hear this application.

(6) Documentary evidence is submitted with this application as per a separate list.

(7) No other application has been filed in any other court apart from this application.

(8) Based on the above facts, the applicant/accused seeks the following relief:

(a) In the interest of justice, kindly grant the applicant/accused bail on appropriate conditions and a reasonable bail amount in connection with the offense registered as M. Case No. 3/02 at Gandevi Police Station.

(b) Pass any other necessary orders based on the facts of this application.

Date: 13/09/2002

Sd/- Illegible

(Advocate for the applicant/accused)

Sd/- Illegible

(Applicant / Accused)

ORDER:

Hearing to be held on 22/09/2002.

Issue notice to IO and the APP.

Sd/- Illegible

13/09/2002

Judicial Magistrate, First Class.

Gandevi.

M-Case No. 3/2002

Order under the Bail Application of Exh-10

The accused no. 3 of this matter has filed the bail application under CrPC section 437(1) seeking his release on bail. The fact of the case is that a case was registered at Gandevi Police Station under M-Case No. 3/2002 against the accused for offences punishable under Section 406, 420, and 120(b) of the Indian Penal Code. The accused was arrested on 06/09/2002, presented before the court on 07/09/2002, and remanded till 12/09/2002.

The complainant, Gandevi People's Co-Operative Bank Limited, invested its Statutory Liquidity Reserve Fund in Government securities. On 26/02/2002, the complainant paid Rs.2, 90, 10,162.50 to Home Trade Limited under Contract Note No. 7437 to purchase 8.07% GOI 2017 securities. Despite repeated attempts by the complainant to contact the accused and obtain the securities, the accused neither met the complainant nor provided the securities as per the contract. This resulted into a breach of promise and trust. Consequently, the complainant filed a complaint alleging that the accused misappropriated Rs. 2, 90, 10,162.50 and committed a breach of trust.

The learned counsel for the accused submits that the accused is not likely to abscond, the entire matter is of a civil nature, and the accused has neither committed any crime nor is involved in any offense. This is because, at the time the incident is alleged to have occurred, the current accused No. 23 had already resigned as a director, and the Board of Directors had passed a resolution on 15.05.2001 accepting the resignation, which is presented in this case through the list at Exh-11. Besides, the reply to the notice given by the accused through his advocate is also presented vide the list of Exh-11. In the said reply dated 10/07/2002 also the present accused was not the director, he states.

3 – Originally the offence was registered against the accused persons under IPC Section-406, 420, 120(b) in the FIR but then, Circle PI, Bilimora conducted the investigation of this offence and it has been found during the investigation that it constitutes an offence of section-409. Therefore, an application was filed requesting to add section 409, 467, 468 of Indian Penal Code. The said application was filed on 02/09/2002, and the order was made on 03/09/2002 asking to keep the application with the FIR. Therefore, now, the offence against the accused is not only under section 406 and it is also the offence punishable under section 409. Even if the argument of the learned advocate for the accused that the offence is bailable is accepted, this court does not have the jurisdiction and authority to release the accused in the offence of IPC Section 409, because if the accused is convicted in the said offence, he will be sentenced to lifetime imprisonment or the sentence up to 10 years and fine. On perusal of the provision of the sentence in the case of IPC section 409 in CrPC Section 437 (1), the Court does not have the authority to release such person on bail and therefore, the order is made as follows.

ORDER

The bail application of Exh-10 of the accused is rejected.

Pronounced in the open court today, on the 27th of September, 2002.

Gandevi.

Date: 27/09/2002

Sd/- Illegible

27/09/2002

(Ashok G. Raval)

Judicial Magistrate, First Class, Gandevi

Exh-11

In the Court of Hon'ble Judicial Magistrate, First Class, Gandevi.

Gandevi Police Station M-Case No.3/02

Petitioner: Ketan Kantilal Sheth

Vs.

Respondent: State of Gujarat

List of documents by the petitioner.

Sr. No.	Description of Document	Date
1.	Photocopy of the Form No. 32 as per Company Act regarding the resignation of the petitioner/ accused given from Home Trade Ltd.,	Date: 15/05/01
2.	Photocopy of the resolution passed by the Board of Directors of Home Trade Ltd.,	Date: 15/05/01.
3.	Photocopy of the notice given by the petitioner/ accused through his advocate.	Date: 10/07/02.

Date: 13/09/2002.

Sd/- Illegible

Advocate for the accused

Exh-12

In the Court of Hon'ble Judicial Magistrate, First Class, Gandevi.

Gandevi M-Case No. 3/02

Petitioner/ accused : Ketan Kantilal Sheth

Respondent : State of Gujarat

In this matter, the petitioner/ accused humbly requests that,

The hearing of the said case has been held today, but in this case, since the important instructions and the documentary evidences are still to be collected, therefore, the hearing of the bail application cannot be held, therefore, new date for the hearing of this bail application is required, and it is requested to grant next hearing date in the interest of justice.

Date: 21/09/2002

Sd/- Illegible

(A.K. Ghanchi)

Advocate for the petitioner/ accused

Granted.

Sd/- Illegible

Judicial Magistrate, First Class,

Gandevi.

(22)

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law for reasons known best to them even though the present accused is available to them and so the present accused is lingering in Jail.

- 3 There is no just and sufficient cause for not causing arrest of the accused and producing him before this Hon'ble Court in connection with the progress of Investigation in the said matter. It is submitted that the present applicant is in Jail and therefore it is practically impossible for him to personally remain present before this Hon'ble Court and suo-motto surrender his custody before this Hon'ble Court and due to the attitude of the Police officials the present accused has no other option but to approach this Hon'ble Court and thereby su-moto wants to surrender his custody before this Hon'ble Court.
4. Under these circumstances it is most respectfully submitted that this Hon'ble Court be pleased to direct the police authorities to take the custody of the accused from the Author Road Jail and produce the accused before this Hon'ble Court so as to enable him to surrender his custody before this Hon'ble Court and get him arrested in the crime in the interest of justice.

AND FOR THIS ACT OF KINDNESS THE ACCUSED SHALL
AS IN DUTY BOUND EVER PRAY.

Filed in the Court
On - 14-10-2002..

[Signature]
Advocate for Accused

ae
Notice to A.P.D. Report
for verify on 28-10-2002
[Signature]
14/10/2002



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law for reasons known best to them even though the present accused is available to them and so the present accused is lingering in Jail.

3. There is no just and sufficient cause for not causing arrest of the accused and producing him before this Hon'ble Court in connection with the progress of Investigation in the said matter. It is submitted that the present applicant is in Jail and therefore it is practically impossible for him to personally remain present before this Hon'ble Court and suo-motto surrender his custody before this Hon'ble Court and due to the attitude of the Police officials the present accused has no other option but to approach this Hon'ble Court and thereby su-moto wants to surrender his custody before this Hon'ble Court.
4. Under these circumstances it is most respectfully submitted that this Hon'ble Court be pleased to direct the police authorities to take the custody of the accused from the Author Road Jail and produce the accused before this Hon'ble Court so as to enable him to surrender his custody before this Hon'ble Court and get him arrested in the crime in the interest of justice.

AND FOR THIS ACT OF KINDNESS THE ACCUSED SHALL
AS IN DUTY BOUND EVER PRAY.

Filed in the Court
On - 14.10.2002.

[Signature]
Advocate for Accused

[Handwritten notes]
જુવ વે ૧૨૧ ૦૫ ૨૨-૧૦-૨૦૦૨
14/10/2002



(224)

In The Court of JMFC of Gandevi
At Navsari
IN.
C.R.No. J - M Case 3/2002

State of Gujarat
vs

- Complainant

Sanjay Agarwal

- Accused

Application On Behalf of
Accused is as under:-

MAY IT PLEASE YOUR HONOUR.

It is respectfully submitted that
the above-referred matter is for arguments but
counsel for accused needs some time for
arguments in the above-referred matter in
respect to applications dated 13.10.2002

It is thus humbly prayed that
this Honble Court be pleased to adjourn
the arguments to a most suitable date
in the interest of justice.

Filed In Court
On 23.10.02
At Gandevi

By Pradeep
Adv. For Accused
J.V. Thakke



2/3



Exh-15

Outward No. 834/02

**Office of Circle Police Inspector,
Bilimora.**

Date: 14/11/02

To,

Hon'ble Judicial Magistrate, First Class,

Gandevi.

Subject: To grant further time of 30 days for next hearing in connection with Gandevi PS M-Case No. 3/2002 registered under IPC section 406, 420, 409, 467, 468, 120B.

I, Circle Police Inspector A. M. Sarang, Bilimora, respectfully report that,

In connection with Gandevi Police Station M-Case No. 3/2002 registered under IPC Section-406, 409, 420, 467, 468, 120B, accused Ketan Kantilal Sheth, Res. 193, Lalit Kutir, Gulmahor Cross road No. 9, Juhu, Mumbai has been arrested at 22:00 o'clock on 06/09/2002 in connection with this offence and as the period of 90 days since the date of the arrest of the accused ends on 05/12/2002, and as total 19 co-accused are still to be arrested in connection with the offence, and as the record against the accused persons is still to be collected and obtained from the concerned offices, and as the financial transactions have been made in this case, the investigation will take time, and at present, we are engaged and busy in the election handobast, it is impossible to file the chargesheet against the accused without obtaining the documents,

therefore, it is requested to grant further period of 30 days in the interest of justice. This is for your kind information.

Sd/- Illegible
(A.M. Sarang)
Circle Police Inspector
Bilimora

Notice to APP Date: 05/02/2002

Sd/- Illegible
24/11/2002
Judicial Magistrate, First Class,
Gandevi

Withdrawing the application seeking further time.

Sd/- Illegible

APP

05/12/2002

This application has been withdrawn.

Therefore, it is ordered to cancel this application.

Sd/- Illegible

Date: 05/12/2002.

Exh-1

In the Court of Hon'ble Judicial Magistrate of Gandevi.

Criminal Miscellaneous Application no. 11/2002

Complainant: Champakbhai R. Mali, aged 55, occupation: Job, Res. Ugaman Street, Gandevi, Ta. Gandevi, Dist. Navsari.

Vs.

Accused : (1) Home Trade Limited,
Address: Mittal Court, "A" Wing, 143, 14th Floor, Nariman Point, Mumbai-400021.
(2) Mr. Nandkishor Shankarlal Trivedi, aged 45, occupation: Business, Res. Devbhuvan, 2nd floor, Chira Bazaar, Mumbai.
(3) Mr. Ketan Kantilal Sheth, aged about 40, occupation: business, Res. 193, Lalit Kutir, Gulmahor cross road, Road No. 9, Juhu, Mumbai.
(4) Mr. Sanjay Hariram Agrawal, aged about 35, occupation: business, Res. Juhu, Shalimar CHS Gulmahor cross road no. 10, Juhu, Mumbai.
(5) Mr. Subodh Bhandari, aged about 46, occupation: business, Res. 704-B, Govind Complex, Sector No. Vasi, Vubre, Navi Mumbai-400705.
(6) Mr. Hitendra Bhupendra Shah, adult aged, occupation: business, Res 102, Gandhi Nivas, Ashok Nagar road, Vakola, Shantakruz, Mumbai-400055.

- (7) Mr. Hiren Gada, adult aged, occupation: business, senior vice president, Home Trade Limited, Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021.
- (8) Mr. Sashank Gopal Ranade, aged 40, occupation: business, Res. 3/1, Radhakrishna Nivas, Ground Floor, SK Bole Road, Dadar (CWJ), Mumbai.
- (9) Mr. Vijay Himmatlal Modi, aged about 46, occupation: Business, Res. A – 203, Amita Co. O. Housing Society, Kulupavadi road, Borivalli (East), Mumbai-400063.
- (10) Salil Dinkarlal Gandhi, aged about 43, occupation: Business, Res. 11/13, Gold Coin Co. O. Ha. Society, Tardev, Mumbai-400034.
- (11) Allen James Macmillan, aged about 41 years, occupation: Business, Res. 785, Castro Street, Montague, CA-94041, USA.
- (12) Rasal Bankcam Vegar, adult aged, occupation: business, Res. Timber Hill Terrace, Aayan Field, M. A. 1940, USA.
- (13) Mr. Mike alias Manoj Ambelal Shah, aged about 58 years, occupation: Business, Res. Belari road, RMV Extension, Bangalore-506080.
- (14) Mr. Dhananjay Agrawal, adult aged, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021.
- (15) Smt. Shilpa Hiten Shah, adult aged, occupation: Business, Res. 102, Gandhi Nivas, Ashok Nagar Road, Vakola, Shantakruz, Mumbai-400055.

(16) Smt. Jagruti Ketan Sheth, adult aged, Res. 193, Lalit Kutir, Gulmahor Cross Road, Road no. 9, Juhu, Mumbai.

(17). Kanan Mevawala, aged about 28, occupation: Business, Res. Jayant Mahal, 5th Floor, Opp. Vankhede Stadium, Marine Drive, Mumbai.

(18). Mr. Ketan R. Maskariya, aged about 35 years, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14th Floor, Nariman Point, Mumbai-400021.

(19) Mr. Niraj A. Surati, aged about 34, occupation: Business, Res. Surya Flats, 1st Floor, above Surya Shopping Complex, Sevashram Road, Bharuch-392001.

(20). Smt. Kruti Niraj Surati, adult aged, occupation: business, Res. Matru Ashish, beside Rungata Eye Hospital, Singhvai road, Bharuch-392001.

Complaint: Under IPC Section-406, 420, 120(b).

The basis of the complainant's complaint is as follows:

(1) The complainant is an institution established and operating at Gandev under the Banking Regulation Act 1949, the Gujarat Co-operative Act, and its sub-rules. The institution has been granted the necessary licenses by the Reserve Bank of India, Ahmedabad, to carry out banking operations. The institution's head office is located at Gandev, with other offices at Bilimora and Chikhli. The institution, through its Board of Directors' Resolution No. 2(A) 3 dated 19-05-02, has authorized the complainant to take legal action against the accused in this matter, and accordingly, the present complaint has been filed against the accused in this matter.

(2) The accused No. 1 in this matter is a firm named "Messrs Home Trade Limited," which is registered with the National Stock Exchange as a share and stock broker. The accused Nos. 2 to 18 in this matter are directors of the said firm. Meanwhile, accused Nos. 19 and 20 carry out business in Bharuch and represent themselves as agents of the firm of accused No. 1, and they have made such representations before the complainant. Based on such representations, the complainant trusted and accepted them as agents of the firm of accused No. 1 and proceeded accordingly. Accused Nos. 2 to 18 manage and administer the firm of accused No. 1 directly under their supervision and are responsible for the firm's management. In that capacity, the present complaint has been filed against the accused.

(3) The accused No. 3, Shri Ketan Seth, is a prominent share broker in Mumbai and, representing himself as a reputed share broker, in the year 1999, claimed to be a director of Puri Asian Securities Limited, that the said company is a member of the National Stock Exchange, and that the said company conducts large-scale transactions in the purchase and sale of government securities to the satisfaction of customers.

The complainant bank is required to invest its Statutory Liquidity Amount, referred to as S.L.R., in government securities as per the S.L.R. requirements. The Reserve Bank determines this S.L.R. from time to time under the Banking Regulation Act, 1949. Compliance with such orders of the Reserve Bank is mandatory for all cooperative banks, and accordingly, the complainant bank was also required to invest in government securities to maintain the S.L.R.

(4) Based on the above facts and to meet the requirements as per legal provisions, and relying on the representations made by accused No. 3, Ketan

Seth, with trust and confidence, in October 1999, the complainant bank paid Rs. 25, 77,358.61 through cheque No. 63956 of Maharashtra State Co-operative Bank Limited, Mumbai, to the accused for purchasing government securities, and the said transaction was carried out by the accused to the complete satisfaction of the complainant.

(5) Thereafter, in May 2000, accused No. 3, Ketan Seth, accused No. 4, Sanjay Agrawal, and accused No. 2, Nandkishor Trivedi, visited the main branch of the complainant bank and made representations that they had changed the name of their firm, Euro Asian Securities Limited, to Home Trade Limited, and that Home Trade Limited was a member of the National Stock Exchange, with highly professional technocrats as its directors. They requested that transactions related to government securities be conducted through Home Trade Limited. Additionally, the accused represented that Home Trade Limited had a sister company, Webs India Limited, whose commercial transactions were handled by Shahrukh Khan, Hrithik Roshan, Sachin Tendulkar, and Priyanka Chopra. The accused also requested the complainant to visit their office in Mumbai to get a firsthand understanding of the operations of the aforementioned companies. Considering the accused's request, the directors of the complainant bank visited the accused firm's office at Software Park, New Mumbai. The said office was ultra-modern, fully computerized, air-conditioned, and equipped with all facilities. As per the accused's representations, most of the operations of the Mumbai and Pune Stock Exchanges were conducted through their firm, and they made claims about their firm's operations. From the outset, with the intent to commit a crime, the accused made misrepresentations to the complainant bank and attempted to create a false impression of good performance.

(6) Relying on the accused's representations and with the purpose of maintaining S.L.R., the complainant entered into the following financial transactions with the accused in this matter.

Details of Financial Transactions:

(A) In October 1999, a cheque No. 63956 of Maharashtra State Co-operative Bank Limited was provided for Rs. 25, 77,358.61 to purchase government securities, and the purchase transaction was carried out.

(B) In May 2000, among the accused, Shri Ketan Seth, Sanjay Agrawal, and Trivedi visited Gandev and stated that the firm named Euro Asian Securities had been renamed Home Trade Limited, that Home Trade Limited dealt in government securities and other transactions, was a member of the Stock Exchange, and requested that future transactions be conducted with them. They further represented that Home Trade Limited was a highly professional institution run by experts, and for the expansion of its activities, prominent personalities like Shahrukh Khan, Hrithik Roshan, Sachin Tendulkar, and Priyanka Chopra were associated. Considering the accused's representations and request, we visited their office in New Mumbai, met Ketan Seth and other directors, and they made grand claims about their institution. From that time, the accused's intention was to deceive the complainant.

(C) As per the accused's representations, in the period of 16/01/2001, we instructed the purchase of government securities, and the accused provided contract notes No. 6405 and 6407 dated 16/01/2001 for Rs. 1, 98, 95,641.67.

(D) As per the accused's contract notes No. 6403 and 6409, we resolved to purchase 13.90% bonds of Sardar Sarovar Narmada Nigam, and for the

purchase and sale of these bonds, we were to pay Rs. 63,79,986.02 to the accused, which was paid through HDFC Bank cheque No. 069109.

(E) As a second transaction, when we instructed the sale of securities worth Rs. 2, 21, 90,375.00, the accused provided contract notes No. 6815 and 6817, and we handed over the securities to the accused. For this sale, we purchased 9.85% G.O.I. 2015 securities worth Rs. 2, 02, 38,305.56 through the accused's contract note No. 6813, and the difference of Rs. 19, 52,069.44 was paid by the accused. However, the accused did not provide the securities for note No. 6813.

(F) In November 2001, when we instructed the accused to provide the securities for note No. 6813, the accused stated that a profit would be made upon selling the said securities, and thus we instructed the accused to sell the said securities. The accused stated that they were sold for Rs. 2, 16, 68,694.44 through contract note No. 6867 dated 15-11-2001.

(G) To meet our S.L.R. requirements, we instructed the purchase of 10.03% G.O.I. 2019 securities, and the accused provided note No. 6869 dated 15-11-2001 for Rs. 2, 72, 93,665.67. The difference of Rs. 56, 24,972.23 was paid to the accused through HDFC Bank cheque No. 297812, and the accused was to provide the securities to us in December 2001.

(H) In the period of 16-12-2001, instead of accepting the delivery of the said securities, we, the complainant, instructed the accused to sell the said securities, and the accused provided contract note No. 6939 dated 16-12-2001 for Rs. 2, 90, 16,743.06.

(I) To meet our S.L.R. requirements, we purchased 7.50% G.O.I. 2010 securities from the accused through contract note No. 6941 dated 16-12-2001

for Rs. 2,79,58,333.33, and the difference of Rs. 10,58,409.33 was paid to us by the accused through a cheque, while the accused was to provide the delivery of the said securities to the complainant.

(J) In the period of 26-02-2002, we instructed the accused to proceed with the sale regarding the transaction under contract No. 6941, and the accused provided contract note No. 7435 dated 26-02-2002 for Rs. 2, 86, 79,062.50 to us.

(7) For our requirements, we instructed the accused in this matter to purchase 8.07% G.O.I. 2017 securities, and the accused provided contract note No. 7437 dated 26-02-2002 for Rs. 2, 90, 10,162.50. The said securities were to be provided by the accused in this matter to the complainant, but from the outset, the accused, in collusion with each other, made misrepresentations to the complainant institution and, with malicious intent, deliberately enticed us, obtained crores of rupees from us, and, despite knowing that doing so would cause us loss, obtained the amount from us, used the said amount for personal gain, misappropriated crores of rupees belonging to us, and despite our repeated demands, did not return or provide the 8.07% G.O.I. 2070 securities as per contract note No. 7477 dated 26/02/2002. Despite our repeated attempts to contact the accused in this matter through phone, fax, and in person, the accused were neither found at their usual place of business nor at their place of residence, nor did they provide the securities as per our demands, nor did they act according to the assurances and trust they had given. Subsequently, through information obtained from newspapers, TV, and other sources, we, the complainant, became convinced that the accused in this matter, as stated in this complaint, failed to provide the securities purchased by the complainant worth Rs. 2,90,10,162.50 as per contract note No. 2017 dated 26/02/2002, which they were responsible for providing, and by doing so, deliberately committed the

acts stated in the complaint, thereby committing serious criminal offenses under IPC Sections 406, 420, and 120(B). Therefore, we filed the present complaint at Gandev Police Station on 09/07/2002 for legal action against them, and they advised us to seek justice through the court, necessitating the filing of the present complaint. My witnesses are as follows.

(1). I complainant myself

- (2). Mr. Akshay R. Desai, Director, The Gandevi People's Co. Op. Bank Ltd,
Res. Gandevi.
- (3). Mr. Mukesh Mehta, Director, The Gandevi People's Co. Op. Bank Ltd.,
Res. Bilimora.
- (4). Mr. Manharlal D. Shah, Director, Gandevi People's Co. Op. Bank Ltd.,
Res. Gandevi.
- (5). Mr. Kishor T. Patel, Director, The Gandevi People's Bank Ltd., Res.
Gandevi.
- (6). Mr. Gulabbhai B. Patel, Director, The Gandevi People's Bank Limited,
Res. Gandevi.

If required, we will produce further witnesses in connection with the investigation.

Additional witnesses will be presented if required during the investigation.

Date: 10/07/2002.

For Gandev People's Co-Op. Bank Ltd.

Sd/- Illegible

I/c General Manager

: Declaration:

Today, I, the complainant, at Gandev, declare on affirmation that all the facts written in the above complaint are true to our knowledge and belief.

Date: 10/07/2002

For Gandev People's Co-Op. Bank Ltd.

Sd/- Illegible

I/c General Manager

Order:

It is ordered that the matter be sent to Gandev Police Station for investigation under Section 156(3) of the Code of Criminal Procedure. The responsible police officer at Gandev Police Station shall investigate this crime and submit a report by 12/08/2002.

Signature: Illegible

10/07/2002.

In the Court of Hon'ble Chief Judicial Magistrate of Gandevi.

Criminal Case No. 2778/04

Complainant: State of Gujarat

Vs.

Accused / Ketan Kantilal Sheth

Under CrPC Section-223

The prosecution states that in this matter, the original complaint was filed in the Gandevi Court as M-3/2002. Subsequently, a chargesheet was filed against the accused, Ketan Kantilal Seth, under Criminal Case No. 4592/02. The chargesheet was then transferred to the Hon'ble Chief Court, Navsari, and assigned Case No. 2568/03. Later, the case was transferred from the Navsari Chief Court to the Gandevi Additional Chief Court, where it was assigned a new number, 2778/04. Charges have been framed against the accused, and the case is currently at the evidence stage.

Thereafter, the supplementary chargesheet was filed in this case and it was assigned the Criminal Case No. 403/04, and in it, the accused are (1) Sanjay Hariram Agrawal, (2) Nandkishor Shankarlal Trivedi (3) Subodh Chanddayal Bhandari.

Besides, thereafter, the supplementary chargesheet has been filed and assigned CC No.545/06, and in it, Nirajbhai Surati is an accused.

On perusal of the above facts, in this matter, the supplementary chargesheet has been filed in the M Case No. 3. Considering the above facts, if

the said case is consolidated and evidence is taken together. it would not cause any prejudice to all the aforementioned accused. Therefore, combining all chargesheets and taking evidence together would serve the purpose of justice. Hence, it is requested that an order be passed in the interest of justice to take evidence with Criminal Case No. 2778/04.

Date: 08/10/2008.

Sd/- Illegible
(APP, Gandevi)

In the Court of Hon'ble Chief Judicial Magistrate of Gandevi.
Criminal Case No. 2778/04

Complainant: State of Gujarat

Vs.

Accused / Ketan Kantilal Sheth

Under CrPC Section-223

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Sd/- Illegible
(APP, Gandevi)

In the Court of Hon'ble Chief Judicial Magistrate of Gandevi.

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Date: 08/10/2008.

Sd/- Illegible
(APP, Gandevi)

In the Court of Hon'ble Chief Judicial Magistrate of Gandevi.
Criminal Case No. 2778/04

Complainant: State of Gujarat

Vs.

Accused / Ketan Kantilal Sheth

Under CrPC Section-223

The prosecution states that in this matter, the original complaint was filed in the Gandevi Court as M-3/2002. Subsequently, a chargesheet was filed against the accused, Ketan Kantilal Seth, under Criminal Case No. 4592/02. The chargesheet was then transferred to the Hon'ble Chief Court, Navsari, and assigned Case No. 2568/03. Later, the case was transferred from the Navsari Chief Court to the Gandevi Additional Chief Court, where it was assigned a new number, 2778/04. Charges have been framed against the accused, and the case is currently at the evidence stage.

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Date: 08/10/2008.

Sd/- Illegible
(APP, Gandevi)

Exh-2

Phone No. 62511

Rohit J. Desai, M. A., LL.B., Advocate
Parsivad-Gandevi.

Vakalatnama

(Authorization Letter)

District and Sessions Judge

In the Court of Civil Judge (D) of Gandevi,
Judicial Magistrate First Class

Complainant: Champalkbhai R. Mali

Vs.

Respondent / Accused: Home Trade Ltd etc.

I: the signatory, Res. Gandevi, Ta. Gandevi, the complainant of the case

We have appointed Shri Rohit J. Desai, M.A., LL.B., as our advocate to represent us in the aforementioned court for the case bearing the aforementioned number, to conduct all proceedings related to the said case, to entrust it to an arbitrator, to settle, or to withdraw it. We shall personally keep track of the dates of the proceedings. In witness thereof, I have signed this document on this day, the 10th of July, 2002.

Signature

Sd/- Illegible

For The Gandevi People's Co-op. Bank Ltd.
General Manager

In the court of Hon'ble Judicial Magistrate of Gandevi

Criminal Case No. 11/2002 Exh-3

Complainant: Champakbhai R. Mali

Vs.

Accused: (1) Home Trade Limited etc.

The complainant of this case presents the following documentary list

Sr. No.	Particular	Date
(1)	Photocopy of the contract note no. 6505	16/01/2001
(2)	Photocopy of the contract note no. 6407	16/01/2001
(3)	Photocopy of the contract note no. 6403	-
(4)	Photocopy of the contract note no. 6409	-
(5)	Photocopy of the contract note no. 6815	-
(6)	Photocopy of the contract note no. 6813	-
(7)	Photocopy of the contract note no. 6867	-
(8)	Photocopy of the contract note no. 6869	15-11-01
(9)	Photocopy of the contract note no. 6839	16-12-01
(10)	Photocopy of the contract note no. 6941	16-12-01
(11)	Photocopy of the contract note no. 7435	26-02-02
(12)	Photocopy of the contract note no. 7437	26-02-02
(13)	Photocopy of the Letter written to NSE	30-04-02
(14)	Photocopy of the letter written to SEBI	01-05-02

Date: 10/07/2002

For The Gandevi People's Bank Ltd.

Sd/- Illegible

I/c General Manager

Received

Sd/- Illegible

Judicial Magistrate, First Class,
Gandevi.

[illegible]



[illegible]

[illegible]

EXHIBIT B

[illegible]

The Board is not subject to the rules, regulations and usages of the National Stock Exchange of India (hereinafter referred to as the "NSE") and the Board is not bound by the bye-laws of the NSE.

The Board is not subject to the rules, regulations and usages of the National Stock Exchange of India (hereinafter referred to as the "NSE") and the Board is not bound by the bye-laws of the NSE.

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10/10/10

Secretary of National Stock Exchange of India Ltd., Mumbai

10/10/10

10/10/10



(252)

CONTRACT NOTE
 1. Name of the Contractor: Shri. M. K. Patel
 2. Name of the Employer: Shri. M. K. Patel
 3. Name of the Engineer: Shri. M. K. Patel
 4. Name of the Architect: Shri. M. K. Patel
 5. Name of the Surveyor: Shri. M. K. Patel
 6. Name of the Valuer: Shri. M. K. Patel
 7. Name of the Auctioneer: Shri. M. K. Patel
 8. Name of the Broker: Shri. M. K. Patel
 9. Name of the Agent: Shri. M. K. Patel
 10. Name of the Representative: Shri. M. K. Patel

CONTRACT NO. 1234
DATE 12/12/2004
LOCATION Shri. M. K. Patel
DESCRIPTION Shri. M. K. Patel
AMOUNT Shri. M. K. Patel
TERMS Shri. M. K. Patel
REMARKS Shri. M. K. Patel

Sl. No.	Particulars	Unit	Rate	Amount	Total
1	Shri. M. K. Patel	sq. ft.	1000	1000	1000
2	Shri. M. K. Patel	sq. ft.	1000	1000	1000
3	Shri. M. K. Patel	sq. ft.	1000	1000	1000
4	Shri. M. K. Patel	sq. ft.	1000	1000	1000
5	Shri. M. K. Patel	sq. ft.	1000	1000	1000
6	Shri. M. K. Patel	sq. ft.	1000	1000	1000
7	Shri. M. K. Patel	sq. ft.	1000	1000	1000
8	Shri. M. K. Patel	sq. ft.	1000	1000	1000
9	Shri. M. K. Patel	sq. ft.	1000	1000	1000
10	Shri. M. K. Patel	sq. ft.	1000	1000	1000

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Shri. M. K. Patel
Shri. M. K. Patel

1. The first of these is the fact that the Government has not yet decided whether it will accept the offer of the United States to purchase the Hawaiian Islands. This is a very important question, and one which will have a great influence on the future of the Hawaiian Islands. The Government has not yet decided whether it will accept the offer of the United States to purchase the Hawaiian Islands. This is a very important question, and one which will have a great influence on the future of the Hawaiian Islands.

Figure 1. The effect of the concentration of the inhibitor on the rate of polymerization of α -methylstyrene in the presence of SnCl_4 at 25°C . The concentration of α -methylstyrene was 1.0 mol/L, and the concentration of SnCl_4 was 0.005 mol/L. The concentration of the inhibitor was 0.0001 mol/L (○), 0.0002 mol/L (●), 0.0005 mol/L (□), 0.001 mol/L (△), 0.002 mol/L (◇), 0.005 mol/L (▽), 0.01 mol/L (×), 0.02 mol/L (◇), 0.05 mol/L (◇), 0.1 mol/L (◇), 0.2 mol/L (◇), 0.5 mol/L (◇), 1.0 mol/L (◇), 2.0 mol/L (◇), 5.0 mol/L (◇), 10.0 mol/L (◇).

[illegible]

It is pointed out, however, as pointed out in the report between you and me, that the Government is not in a position to provide the necessary funds to meet the needs of the Government. It is pointed out, however, as pointed out in the report between you and me, that the Government is not in a position to provide the necessary funds to meet the needs of the Government.

History

Young Patients

Member of National Stock Exchange of India Ltd. Panjab

PER HOVAE TRADING LTD.

1. The first step is to identify the problem or question that needs to be answered.



[illegible]

CC/2778/2004 File-1 of 2 (English pages 1 to 612) (English of Gujarati pages 1 to 940)



UNCLASSIFIED

This document is unclassified and is not to be released to the public.

It is the policy of the FBI to release information to the public.

unless it is determined that the release of such information

is likely to result in the identification of a confidential source

or the disclosure of information that is exempt from release

under the Freedom of Information Act.

2025 RELEASE UNDER E.O. 14176

A-1000000

EXHIBIT-1

096-



CONTRACT NO.

(IF-1000000)

THE GUJARATI CO-OPERATIVE BANK LTD.
 12, LAKSHMI NAGAR,
 BANGALORE - 560001
 12/04/06
 11/04/06

State this copy to your order and to your account the following transactions:

ADOL CO-OPERATIVE BANK

Sl. No.	Security	Particulars	Amount	Date	Particulars	Amount	Date
1	1000000	1000000	1000000	10/04/06	1000000	1000000	10/04/06

Sl. No. / Type

11 - Trade Date

11 - Trade Date

11 - Trade Date

11 - Trade Date

11 - Trade Date

11 - Trade Date

11 - Trade Date

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11 - Trade Date

11 - Trade Date

This central fund is subject to the Rules, By-laws and regulations and copies of the same shall be sent to the Government Secretary as applicable.

Thereafter the fund shall be used for the purpose of the fund and not exceeding the official scale of the fund.

This contract is subject to the jurisdiction of the court in Bombay.

In the event of any difference arising between the parties in the interpretation of the contract, the matter shall be referred to arbitration in Bombay as provided in the Rules regarding the Arbitration of the Government of Bombay.

The contract shall be subject to the jurisdiction of the court in Bombay. In the event of any difference arising between the parties in the interpretation of the contract, the matter shall be referred to arbitration in Bombay as provided in the Rules regarding the Arbitration of the Government of Bombay.

BOMBAY

Secretary of National Book Trust



10. 7. 19... 21/2
 ... 31/8
 10. 7. 19...
 W

This contract is subject to the Rules, Regulations and Ordinances of the Government of India, and the Rules, Regulations and Ordinances of the Government of Bombay and other Governmental Regulations bearing on the subject of the contract.

Shoppers have been charged as usual and no item at all has been exceeding the official scale of prices.

This contract is subject to the provisions of the contract in the Rules, Regulations and Ordinances of the Government of India, and the Rules, Regulations and Ordinances of the Government of Bombay and other Governmental Regulations bearing on the subject of the contract.

Shoppers have been charged as usual and no item at all has been exceeding the official scale of prices.

This contract is subject to the provisions of the contract in the Rules, Regulations and Ordinances of the Government of India, and the Rules, Regulations and Ordinances of the Government of Bombay and other Governmental Regulations bearing on the subject of the contract.

Shoppers have been charged as usual and no item at all has been exceeding the official scale of prices.

1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	35	36	37	38	39	40	41	42	43	44	45	46	47	48	49	50	51	52	53	54	55	56	57	58	59	60	61	62	63	64	65	66	67	68	69	70	71	72	73	74	75	76	77	78	79	80	81	82	83	84	85	86	87	88	89	90	91	92	93	94	95	96	97	98	99	100
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EXHIBIT

[illegible]

Department of
Psychiatry

This contract is subject to the negotiation of the contract in writing.

In the event of any of the wounds sustained or not) efficiently, without affecting between you and the

Exchange of Information Limited - Bureau of Internal Revenue - Department of the Treasury - Washington, D.C. 20548

THE OVERALL CONTRIBUTION must still be assessed in relation to the overall OVERVIEW on Significant Contributions.

all claims (whether in kind or not), and does not pay in any way for the cost of the claim, and the living and medical expenses of the claimant.

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EXHIBIT

CONTRACT NOTE
(Form No. 1)

Contract note issued by member of the following exchange: **THE GARDEN HOTELS CO-OPERATIVE BANK LTD.**
REGISTERED - MUMBAI
192460

Contract No. **LIP-SENSEH-100240000**
 Condition of the Contract: **See attached under Article 10 of the Act, 1958**

THE GARDEN HOTELS CO-OPERATIVE BANK LTD.
 REGISTERED - MUMBAI
 192460

NOTE: Have this day done by your order and to your account the following transactions:

SECURITY DETAILS

ST	Security	Quantity	Price	Value (in Rs.)	OA (in Loss)	SA
ST	02 2019	100	22.60	2260		

TRADE DETAILS

Trade Date	Trade Time	Trade Price	Trade Quantity	Trade Value (in Rs.)	Trade Price	Trade Quantity	Trade Value (in Rs.)
02/02/2019	14:00	22.60	100	2260	22.60	100	2260

CODES

US - Buy/Sell	CN - Order No.	Trade No.	TT - Trade Time	TD - Trade Date	CBN - Counter Party Broker Name	CPN - Counter Party Participant Name	SD - Settlement Price	LP - Last Traded Price	PV - Purchase Value	SV - Sell Value	HS - Total	THS - Total	TC - Total Consideration

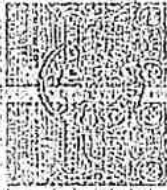
US - Buy/Sell
 CN - Order No.
 Trade No.

TT - Trade Time
 TD - Trade Date
 CBN - Counter Party Broker Name

CPN - Counter Party Participant Name
 SD - Settlement Price
 LP - Last Traded Price

PV - Purchase Value
 SV - Sell Value
 HS - Total

THS - Total
 TC - Total Consideration



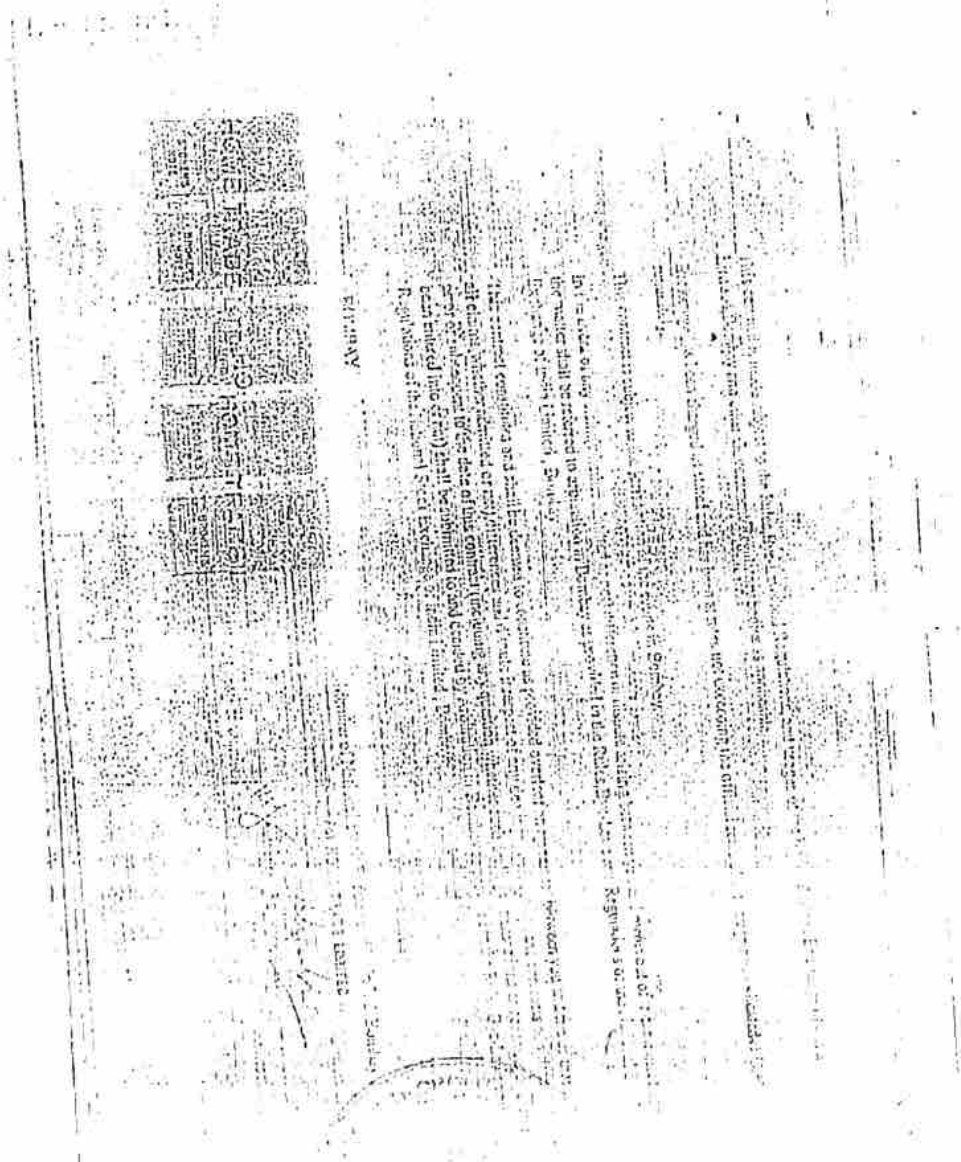
— **Training**

Number of Native Creek Indians in the District of Columbia, 1890-1900.

10. 11. 1900
11. 11. 1900

It is the policy of the Government of the United States to support the efforts of the people of the United States to secure the highest possible standard of living for all its citizens. This policy is based on the principle that the Government should not only protect the rights of its citizens but also should promote the general welfare of the Nation. The Government is committed to the principle that the rights of its citizens should be protected and promoted in a manner which is consistent with the principles of the Constitution of the United States. The Government is committed to the principle that the rights of its citizens should be protected and promoted in a manner which is consistent with the principles of the Constitution of the United States.

CC/2778/2004 File-1 of 2 (English pages 1 to 612) (English of Gujarati pages 1 to 940)



213

4. Our client thereafter purchased certain government securities through the broker wherein the broker has issued contract notes in the manner and procedure prescribed under the Byelaws of the Exchange.

Our client in order to complete their part of obligation arising from the contract notes issued cheque equivalent to the contract value and same has been encashed.

Our client thereafter booked and led for receiving delivery of securities covered under the contract notes for which they made full payment by a/c. payed cheque and received delivery of securities covered under contract note and hence completed the transactions by and between both the parties.

Our client states that thereafter that they have decided to dispose off securities purchased earlier and therefore instructed the broker to sell securities as specified at that time and the broker has executed sales transactions and issued contract notes. Our client thereafter delivered security for the transactions executed and completed their part of responsibility. Our client during the period also purchased certain securities either against cash payment or against sale value of securities.

5. Our client states that finally in the month of February 2002 delivery of 7.50% GOI 2010, face value Rs. 2,75,00,000/- were lying with the broker against the purchase orders for which payments were settled as per para 5.

Our client therefore decided to dispose off said securities and the broker executed the transactions and issued contract note as detailed below.

Sr. No.	Sec. Name	Cont. %	Face Value	Total Consideration
1	7.50% GOI 2010	74.5%	2,75,00,000/-	2,05,27,500/-
			Total Receivable	2,05,27,500/-

Copy of above contract note is enclosed herewith as Exhibit A.

6. Our client thereafter during the same settlement period instructed the broker to purchase securities as specified to us and the broker executed the transactions and issued contract note.

(211)

Copy of above contract is enclosed herewith as Exhibit B.

8. Our client submits that according to the terms specified under para 5.2 above our client was entitled to receive delivery of securities purchased at a discount of difference payment of Rs. 2,31,100/- in at above value - with value. Since the broker has not delivered securities and the full amount of our client's net worth is not paid, payment of Rs. 2,31,100/-.
 9. Our client submit that after lot of telephonic talks, they realized that the broker is not ready to deliver securities for which it has not yet paid. Since the broker of our client has visited the office of the broker, it was found that all the documents and securities of the client are absconding.
 10. In order to safeguard their interest, they decided to submit the present complaint with the exchange for necessary action against the broker.
- We, therefore, request you to kindly look into the seriousness of the matter and the amount involved and take necessary action against the defunct broker immediately. In case if you need any additional information / document, kindly contact undersigned on 2209333, 2319051 or call your offices at the following address, to enable us to comply your additional requirement.

Thanking you,

Yours faithfully,

For: Dear Investor's Grievance Services Ltd.

Kamal Agrawal
Director



(248)

cc. The Manager
 Stock Exchange Division,
 Securities & Exchange Board of India
 Mittal Court, Nariman Point, Mumbai.



EXHIBIT- L

25/9
 DEPT
 INVESTOR
 SERVICE

01/05/2008

The Manager,
 Stock Exchange Division,
 Securities & Exchange Board of India
 Mittal Court, 28, Dash Path,
 Mumbai

URGENT

Sub: Complaint against Horia Trade Ltd
 Share & Stock Broker - Mumbai

Dear Sir,

Please find enclosed copy of complaint received from us on behalf
 of our client (Gandhi Deep & Co. Pvt. Ltd., Standardton
 House, Carvevi - 505 100, Old Nawara, Gujarat with the Investor
 Service Cell of NSE for taking immediate action against the broker
 M/s. Horia Trade Limited.

Kindly consider the complaint and take necessary steps after
 seeing the veracity of the matter and the amount involved.

Thanking you,

Yours faithfully,
 For: Investor's Grievance Services Ltd

Kamal Agrawal
 Director



72/02
 3/78



Exh- 4

Outward No. 535/04

Office of Circle Police Inspector,

Bilimora.

Date: 09/12/04

To,

Addl. Chief Judicial Magistrate, Gandevi Court.

Subject: Report U/s 156(3) of CrPC in connection with Criminal
Miscellaneous Application No. 11/09.

Reference: Your Outward/145370 dated 03/12/04.

With regard to the above mentioned subject and reference, this is to
inform that,

In connection with Criminal Miscellaneous Application No. 11/02 under
CrPC Section 156/ (3), the offence registered with Gandevi Police Station vide
M-Case No. 3/02 was registered, and the investigation of this case was
conducted by PSI Mr. Zala of Gandevi Police Station and then, the then CPI
MR. A. M. Sarang, conducted the investigation and he arrested accused (1)
Ketan Kantilal Sheth and filed the chargesheet against him in this Hon'ble
Court on 04/12/2002.

Thereafter, I arrested accused (1) Sanjay Hariram Agrawat and (2)
Nandkishor Shankarlal Trivedi (3) Subodh Chanddayal Bhandari and
conducted the investigation and filed the supplementary chargesheet against all
the three in this Hon'ble Court on 05/02/2004

In this case, the other accused are still to be arrested but as they are absconding, and therefore, it is not certain when they would be traced and arrested, therefore, further time has not been sought.

Sd/- Illegible

(Illegible/last lines of page missing)

Exh-5

Outward No. 534/04

Office of the Circle Police Inspector,
Bilimora.

Date: 09/12/04

To,

Hon'ble Addl. Chief Judicial Magistrate,
Gandevi,

Subject: Report u/s 156(3) of CrPC in connection with Criminal
Miscellaneous Application No. 11/02.

Reference: Your outward no. 1439/04 dated 17/09/04.

I, Circle Police Inspector, Bilimora, kindly report that,

With regard to the above mentioned subject and reference, this is to inform that in connection with Criminal Miscellaneous Application No. 11/02 under CrPC Section 156(3), the case was registered with Gandevi Police Station vide M- Case No. 3/02 and the primary investigation of the offence was conducted by Police Sub Inspector Mr. Zala of Gandevi Police Station, and then, the then CPI Mr. A. M. Sarang had conducted the investigation and he had filed the chargesheet against accused Ketan Kantilal Sheth in this Hon'ble Court on 04/12/02.

Thereafter, as the accused of this case surrendered, again I took up the investigation of this case and I arrested accused (1) Sanjay Hariram Agrawal (2) Nandkishor Shankarlal Trivedi (3) Subodh Chanddayal Bhandari and conducted the investigation and filed the supplementary chargesheet against all the three accused in this Hon'ble Court on 05/02/04. The other accused of the case are still absconding, and once they are traced and arrested, the second chargesheet will be filed in this Court against them.

Date: 09/12/04

Sd/- Illegible

A. Shukla

Circle Police Inspector

Bilimora

Charge Sheet

Police Station: Gandevi District: Navsari Chargesheet No. 2/02 Dt. 04-12-2002.

Name, address and occupation of the complainant or the informant:

Shri Champakbhai Rangildas Mali, aged 55, occupation: Job, Res. Ugamana Street, Gandevi, Ta. Gandevi, Dist. Navsari.

FIR NO. 3/2002 Date: 16/07/2002

Name and address of accused persons sent up for trial in police custody or on bail	Name and address of accused person not sent up for trial whether arrested or not arrested (including absconders) (show absconders in red ink)	Property (including weapons) found with particulars of where, when and by whom found and whether forwarded to	Name and address of the witnesses	Charge or information – name of offence and circumstances connected with it, in short and under what section of law charged.

		Magistra te.		
(1) Ketanbhai Kantibhai Sheth, aged about 40, occupation: business, share Broker, Res. 193, Lalit Kutir, Gulmahor Cross Road, Road No. 9, DVPD, Andheri West, Mumbai-49, was arrested at 22:00 o'clock on 06/09/2002, and was produced in Court in time on 07/09/2002 and obtained remand till 17:00 o'clock on 12/09/2002, and 13/09/2002,	(1). Mr. Nandkishor Shankarlal Trivedi, aged 45, occupation: Business, Res. Devbhuvan, 2 nd floor, Chira Bazaar, Mumbai. (2). Mr. Sanjay Hariram Agrawal, aged about 35, occupation: business, Res. Juhu, Shalimar CHS Gulmahor cross road no. 10, Juhu, Mumbai. (3) Mr. Subodh Bhandari, aged about 46, occupation: business, Res. 704-B, Govind Complex, Sector No. Vasi, Vubre, Navi Mumbai-400705. (4) Mr. Hitendra Bhupendra Shah,	Criminal Muddam al No. 4592 / 02	(1). Premal Madanlal Shah, Res. F-118, (Illegible) Nagar, Malad West, Mumbai, (others illegible / unreadable) (next portion is unreadable)	Under IPC section 406, 409, 420, 467, 468, 120b. The fact of the offence is that the accused mentioned in column no. 1 and column no. 2, in connivance with one another, the accused mentioned in column no. 1 and 2 hatched the criminal conspiracy and with the intention of committing the offence, set up a company titled Home Trade Ltd in

and as the remand was over, has been sent to Court to take in the Judicial custody.	adult aged, occupation: business, Res. 102, Gandhi Nivas, Ashok Nagar road, Vakola, Shantakruz, Mumbai-400055. (5) Mr. Hiren Gada, adult aged, occupation: business, senior vice president, Home Trade Limited, Address: Mittal Court, 'A' Wing, 143, 14 th Floor, Nariman Point, Mumbai-400021. (6) Mr. Sashank Gopal Ranade, aged 40, occupation: business, Res. 3/1, Radh krishn Nivas, Ground Floor, SK Bole Road, Dadar (C'WJ), Mumbai.			Vasi, Mumbai, and in the said company, accused mentioned in column no. 1 as the director, and the accused persons mentioned in column no. 2 as the chairman, director, chief executive director, and the CA of the trading of govt. securities, obtained the money of Gandevis People's Co-Op. Bank Ltd and embezzled the money of the public
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(7) Mr. Vijay Himmatlal Modi, aged about 46, occupation: Business, Res. A - 203, Amita Co. O. Housing Society, Kulupavadi road, Borivalli (East), Mumbai-400063.	and despite knowing that there was no balance in their account, issued the cheque no. 984153 dated 10/06/02 of Rs.2,96,45,114-58 paisa of the name of HDFC bank Surat branch, and did not pay the outstanding amount of the complainant bank and the accused mentioned in column no. 4, despite having given the resignation from Home Trade Ltd on
(8) Salil Dinkarlal Gandhi, aged about 43, occupation: Business, Res. 11/13, Gold Coin Co. O. Ha. Society, Tardev, Mumbai-400034.	
(9) Allen James Macmillan, aged about 41 years, occupation: Business, Res. 785, Castro Street, Montague, CA-94041, USA.	
(10) Rasal Bankcam Vegar, adult aged, occupation:	

business, Res. Timber Hill Terrace, Aayan Field, M. A. 1940, USA. (11) Mr. Mike alias Manoj Ambelal Shah, aged about 58 years, occupation: Business, Res. Belari road, RMV Extension, Bangalore- 506080. (12) Mr. Dhananjay Agrawal, adult aged, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14 th Floor, Nariman Point, Mumbai-400021. (13) Smt. Shilpa Hiten Shah, adult aged, occupation: Business, Res. 102, Gandhi	15/05/2001, did not inform of the same to the bank and meanwhile, visited Gandevi Bank office bearers and the complainant now and again and obtained their trust to make financial transaction and deals and got the invest money in government securities and without transferring the govt. securities to the name of the complainant bank in
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Nivas, Ashok Nagar Road, Vakola, Shantakruz, Mumbai-400055. (14) Smt. Jagruti Ketan Sheth, adult aged, Res. 193, Lalit Kutir, Gulmahor Cross Road, Road no. 9, Juhu, Mumbai. (15). Kanan Mevawala, aged about 28, occupation: Business, Res. Jayant Mahal, 5th Floor, Opp. Vankhede Stadium, Marine Drive, Mumbai. (16). Mr. Ketan R. Maskariya, aged about 35 years, occupation: business, Director, Home Trade Ltd., Address: Mittal Court, 'A' Wing, 143, 14th Floor,	Reserve Bank, and said that by purchasing the interest security of further amount without transferring the name in Reserve Bank will benefit the bank and then committed fraud with the bank and committed the offence.
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	Nariman Point, Mumbai-400021. (17) Mr. Niraj A. Surati, aged about 34, occupation: Business, Res. Surya Flats, 1st Floor, above Surya Shopping Complex, Sevashram Road, Bharuch-392001. (18). Smt. Kruti Niraj Surati, adult aged, occupation: business, Res. Matru Ashish, beside Rungata Eye Hospital, Singhvai road, Bharuch-392001.			
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Note:-

- (1). The FIR has already been sent to this Court.
- (2). The face identification sheet, custody report of this case are attached herewith.
- (3). The copies to be provided to Hon'ble Court are attached.
- (4). The prosecutor has been appointed.
- (5). The summons issued to the witnesses to remain present.
- (6). It is requested to send the final result of the case.

Dispatched with compliments:-

Hon'ble Judicial Magistrate, First Class, Gandevi,

Date: Illegible Time: 12:00 hrs.

Sd/- Illegible

Investigating Officer and

Circle Police Inspector

Bilimora, Dist. Navsari.

Face Identification Sheet

1	CR No.	M-Case No. 3/2002
2	Sections	IPC 406, 409, 420, 467, 409, 420, 467, 468, 120B.
3	Name and occupation of the accused	Ketan Kantilal Sheth, Share Broker, Vaishnav by caste
4	Residential address	193, Lalit Kutir, Gulmahor Road no. 9, JVPD Scheme, Andheri west, Mumbai-49.
5	Gender	Male
6	Date of birth / years	40 years
7	Physique	Solid
8	Height in CM	5.8
9	Colour	Wheatish
10	Identifying marks	Old injury mark on the right side of stomach, and on the right hand.
11	Disabilities if any	-
12	Colour of eyes	Black
13	Hair	White and black
14	Teeth	White
15	Addition	Tobacco
16	Clothes	Pants and shirt
17	Language known	Gujarati
18	Burn mark	
19	Physical disability	

20	Mole on body	On stomach and on left eye
21	Injury marks	-
22	Under arrest or on bail	Under arrest
23	Date and time of arrest	Date: 06/09/2002, At 22:00 o'clock.

Sd/- Illegible
Circle Police Inspector
Bilimora

ARREST MEMO

- (1). Name of Police Station: Gandevi Police Station
- (2). CR No and Sections: M-case no. 3/2002, IPC 406, 409, 420, 467, 468, 120B.
- (3). Name and address of the arrested person: Ketan Kantilal Sheth, Res. 193, Lalit Kutir, Gulmahor Road no. 9, JVPD Scheme, Andheri west, Mumbai-49.
- (4). Place date and time of arrest: Gandevi Date: 06/09/2002, Time: 22:00 hrs.
- (5). Name and address of the relative who was informed of the arrest of the accused: Chandrakant Anantraai Parekh, Res. 143, Ashok society, Kalvadi, Pergaon, Pune.
- (6). His relation with the arrested person: Maternal Uncle (Mama).

Police Station: Gandevi.

You Chandrakant Anantraai Parekh, Res. Pune, 143, Ashok Society, Kalvadi, Pergaon, are hereby informed that your relative Ketan Kantilal Sheth, Res. Mumbai, 193, Lalit Kutir, Gulmahor Road no. 9, JVPD Scheme, Andheri west, Mumbai-49, has been arrested today at 22:00 o'clock on 06/09/2002 in connection with the offence registered with Gandevi Police Station vide M-Case No. 3/2002 registered under IPC Section 406, 409, 420, 467, 468, 120b and at present he is in the lock-up of Bilimora Police Station.

Signature of the relative of the arrested person: Illegible

Sd/- Illegible

Signature of the arresting officer

With Name and Post

Exh-2

Judicial Magistrate, F.C., Court,
Gandevi.

Date: 07/01/2003

To,
The Jailer,
Sub-Jail, Surat.

Subject: Regarding the production of the accused

With regard to the above mentioned subject, this is to respectfully informed that accused Ketanbhai Kantilal Sheth, Res. Lalit Kutir, Andheri of Criminal Case No. 4592/2002 of this Court, the warrant regarding the offence of IPC Section 406, 409, 420, 467, 468, 120(b), dated 06/01/2003 was sent to you in order to serve it to the accused who is in your jail and the said accused has not been produced in this court on 06/01/2003 by you. Therefore, you are informed to produce the said accused in this Court at 11:30 am on 18/01/2003 with police.

Sd/- Illegible

Judicial Magistrate First Class

Gandevi

Exh-3

In the Court of Judicial Magistrate, First Class, Gandevi

Complainant: The State of Gujarat

Accused: Ketan Kantilal Sheth,

In this case, I the accused have filed an application in Hon'ble Gujarat High Court seeking release on bail. The hearing of the application is scheduled on 07/04/04. As I am to file an application in Sessions Court to get released on bail, and as I want to hire an advocate in my defence, it is requested to grant a long period before scheduling the next hearing in the interest of justice.

Place: Gandevi.

Date: 01/04/03

Sd/- Illegible

(Signature of the accused)

Exh-4

In the Court of Judicial Magistrate First Class of Gandevi

Criminal Case No. 4592/2002

Complainant: The state of Gujarat

Vs.

Accused: Ketanbhai Kantilal Sheth

I, the accused, kindly pray that,

The chargesheet has been filed against me in the said case on 27/03/2003. In order to get released on bail in another such case, I have filed the bail application in Hon'ble Gujarat High Court, and its partial hearing was held on 07/04/2003 and the next hearing is scheduled on 16/04/2003. In the said matter also I am going to file the bail application in Hon'ble Sessions Court after the chargesheet is filed. I want to defend myself and therefore, I request to appoint advocate for my defence.

Therefore, it is requested to grant the time to me the accused in the above circumstances.

Place: Gandevi

Date: 10/04/2003

Sd/- Illegible
(Signature of accused)

Exhibit-5

28-Chargesheet

(See Sections 221, 222, 223)

I, (Name and designation of Magistrate, etc.) Raval Ashokkumar Giradharlal, Hereby charge you (name of the accused person) Ketanbhai Kantilal Seth, resident of 193, Lalit Kutir, Gulmohar Cross Road, J.V.P.D., Andheri West, Mumbai, as follows:

In connivance with other absconding accused mentioned in Column No. 2 of the chargesheet, you, the accused, established a limited company named "Home Trade" and held various positions in that company. Between 10/06/2002 and 10/07/2002, you entered into transactions to purchase government securities with the complainant and witnesses. You were supposed to pay Rs. 2, 90, 10,162.50 to the complainant bank for Contract Note No. 7437 dated 26/02/2002 for GOI 2017 securities but failed to make the payment. With the assistance of other accused, you provided fake transfer notes, used false security numbers of the Reserve Bank of India on the contract note, and submitted xerox copies of old security bonds with Reserve Bank numbers to the complainant bank. On 05/10/2002, you opened a current account No. 25509 at U.I.I. Bank Limited, P.M. Road Court, Mumbai, claiming to have resigned from Home Trade Company. Through deceit and breach of trust, you misappropriated Rs. 2, 90, 10,162.50 of government securities funds for personal gain. Despite having no balance in your account, you issued a cheque No. 984153 dated 10/06/2002 from H.D.F.C. Bank, Surat Branch, for Rs 2, 96,

45,114.45, which was not paid to the complainant bank for the outstanding amount. Furthermore, on 15/05/2001, despite having resigned from Home Trade Limited Company, you frequently met with the complainant and bank officials in Surat and Gandevi, gaining their trust to conduct financial transactions and invest money. Thus, you, the accused, committed offenses punishable under Sections 406, 409, 420, 467, 468, 120B of the Indian Penal Code within the jurisdiction of this court.

I hereby order that judicial proceedings be conducted against all in this court in connection with the said offense.

Gandevi

10/04/2002

Signature/- Illegible

Exhibit-6

Deposition of the Accused

Before the Hon'ble Judicial Magistrate of Gandevi, I state as follows:

My name is Ketanbhai

My father's name is Kantilal Seth

My age is approximately 40 years

Occupation: Share Broker

Resident of 193, Lalit Kutir, Gulmohar Cross Road No. 9, Andheri West,
Mumbai-49

Question: Have you received copies of the police investigation papers free of charge?

Answer: Yes, I have received the copies.

Question: The chargesheet under Exhibit 57 has been read and explained to you. Do you plead guilty to the offense mentioned therein, or do you wish to proceed with your case?

Answer: No, I do not plead guilty. I wish to proceed with my case.

Date: 10/04/2003

Signature/- Illegible

Ketan Kantilal Seth

In my presence

Signature/- Illegible

Judicial Magistrate First Class

Gandevi

Certificate

The above statement of the accused was recorded in my presence and hearing, and it contains a complete and true account. It was written in the courtroom under my supervision and instructions.

Date: 10-04-2003

Signature/- Illegible

Judicial Magistrate First Class

Gandevi

Exh-7**Advocate Letter**

In the Court of the Hon'ble Judicial First Class Magistrate, Gandevi

Criminal Case No. 4592/2002

Complainant: Hon'ble Government

Accused: Ketanbhai Kantilal Seth

I, Ketanbhai Kantilal Seth, resident of Mumbai, in connection with the above-mentioned case, hereby appoint, through this letter, the following advocates to represent me in the court for the said case number, to conduct the entire proceedings, to refer to arbitration, to settle, to withdraw, to receive or submit documents on our behalf, to obtain copies of court orders or judgments, to sign on our behalf as necessary, to conduct all proceedings, or to transfer the case to another advocate. I appoint Advocate Shri Ketan P. Reshamwalal, Shri Vipul J. Vaivalal, Shri Jignesh K. Patel, Shri Yogesh N. Patel, Shri Sanjay V. Dhariya, and Shri ... as our advocates. Whatever they do as our advocates will be acceptable to us. Additionally, if I fail to appear regularly, they shall be entitled and authorized to withdraw from the case at their discretion without any notice and without any liability.

This is witnessed on the date ... month ... year 2003, and I have signed accordingly.

Signature

Signature/- Illegible (Ketan Kantilal Seth)

Accepted

Signature/- Illegible (Advocate for the Accused)

Exh-8

**In the Court of the Hon'ble Judicial First Class Magistrate, Gandevi
Criminal Case No. 4592/2002**

Complainant: Government

Accused: Ketanbhai Kantilal Seth

On behalf of the accused in the above case, I humbly submit the following:

In this case, the investigating officer has registered an offense against me, the accused, under IPC Sections 406, 409, 420, 467, 468, 120B and submitted a chargesheet in the Hon'ble Court. Upon reviewing the complainant's complaint, I, the accused, have read the entire complaint, and the charges mentioned under Sections 406, 420, 120B do not appear legally valid. Section 405 must be read with Section 406, and Section 415 must be read with Section 420. If Section 120B is to be read with both charges, the charges must be separated. If Section 120B is read with both sections, it creates contradictory charges, and the charge cannot be considered legally valid.

Under Section 405 of the Indian Penal Code, there is an entrusted adjustment without dishonest intent initially, but later, the person entrusted turns dishonest, resulting in a breach of trust. Under Section 415, from the outset, there is a dishonest intent to deceive through false statements, causing financial loss, harm to reputation, or mental or economic injury, resulting in an offense.

In the present case, this is a police case, and under Section 173(8) of the Criminal Procedure Code, the investigating officer must include all statements and documents relied upon by the prosecution in the chargesheet (one to two lines illegible). It must be ensured that copies of documents mentioned in Columns 1 to 5 have been properly provided to the accused. Additionally, under Section 91 of the Criminal Procedure Code, the accused has the right to obtain court orders to submit documents for his defense.

The accused was not a director of the company at the time of the alleged incident, had resigned from the company, and the company's directors had passed a resolution to this effect. The accused had also registered this with the Registrar of Companies. The investigating officer has investigated this matter but has not included such documentary evidence in the chargesheet.

The investigating officer has included all relevant sections in the chargesheet against me, the accused, but the chargesheet provided to the accused does not include the opinion of a handwriting expert.

As per the Gujarat High Court judgments in 1980 G.L.R. Page No. 533, The State of Gujarat vs. Kalidas Parmar, it has been held that the accused is entitled to a fair trial, which is his right.

In view of the above circumstances, the accused requests that all evidence and documents relied upon by the prosecution be provided to the accused before framing the chargesheet, and an order to this effect be passed in the interest of justice.

Place: Gandevi

Date: 10/04/2003

Signature/- Illegible

(Signature of the Accused)

ORDER:

Prosecution is directed to provide the (unreadable/vague sentence).

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

Exh-9

In the Court of the Hon'ble Chief Judicial Magistrate

Old Criminal Case No. 4592

New No. Criminal Case No. 2278/04

Complainant: Government

Vs.

Accused: Ketan Kantilal

In this case, a request is made to issue a notice to the investigating officer regarding the copies requested by the accused under Exhibit 8.

Date: 02/12/2004.

Sd/- Illegible

APP

Gandevi

ORDER:

Granted as prayed for. Issue the notice to the IO.

02/12/2004.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

Exh-10

Annexure

In the Court of the Hon'ble Additional Chief Judicial Magistrate, Gandevi

Criminal Case No. 2778/2004

Complainant: Government

Vs.

Accused: Ketan Kantilal Seth

Resident of 193, Lalit Kutir, Gulmohar Cross Road No. 9, J.V.P.D. Scheme,
Andheri West, Mumbai-49

As Exhibit 10 in the above case has been dismissed, this annexure is submitted
in its place.

Signature/- Illegible (Assistant, Civil Court, Gandevi)

Signature/- Illegible (Bench Clerk, Civil Court, Gandevi)

Signature/- Illegible (Registrar, Principal Senior Civil Judge, Gandevi)

Exh-11**Advocate Letter**

In the Court of the Hon'ble Additional Chief Judicial Magistrate, Gandevi
M. Case No. 3/02
Criminal Case No. 2778/04
Complainant: Government
Vs.
Accused No. 3: Home Trade Ltd. (Ketan Kantilal Seth)

We, Home Trade Ltd. (Ketan Kantilal Seth), resident of Mumbai (currently in Surat District Jail, Surat), accused No. 3 in the above case, hereby appoint, through this letter, the following advocates to represent us in the court for the said case number, to secure our release on bail, to conduct the entire proceedings, to refer to arbitration, to settle, to withdraw, to sign on my behalf as necessary, and to transfer the case to another advocate if required. We appoint Shri Prajnesh A. Saraiya and Shri Ujjwal Desai as our advocates.

Surat, Date: 30-03-2005

Signature

Signature/- Illegible (Ketan Kantilal Seth)

Accepted

Signature/- Illegible (Advocate for Accused No. 3)

Exh-12

In the Court of Hon'ble Addl. Chief Judicial Magistrate of

Gandevi,

Criminal Case No. 2778/04

M-Case No. 3/02

Complainant: The State

Vs.

Accused: Home Trade Ltd (Ketan Kantialal Sheth)

Bail Application u/s 437 of CrPC

I, the accused No. 3, Ketanbhai Kantilal Seth, humbly submit the following to this Hon'ble Court:

In the present case, a complaint was filed on 16/07/2002, and a chargesheet was submitted on 04/12/2002. The chargesheet pertains to violations under IPC Sections 406, 409, 420, 465, 467, 468, and 120(B). After my arrest in this case, I was produced before the Magistrate on 07/09/2002, and I was kept in police custody for seven days. I, the applicant, have been under arrest in this case since 07/04/2002 and declare that we have been in custody since that time.

The complaint in this case, registered as M-Case No. 3/02, was filed before this Hon'ble Court under Criminal Case No. 4592/02 at the court of the Judicial Magistrate First Class, Gandevi. However, as the chargesheet includes serious sections like IPC Section 467, the case was transferred to the court of

the Hon'ble Chief Judicial Magistrate, Navsari, and registered as Case No. 2568/03. Subsequently, the case was transferred to the court of the Additional Chief Judicial Magistrate, Gandevi, and assigned a new Case No. 2778/04. Thus, the present case is currently pending before this Hon'ble Court as Criminal Case No. 2778/04.

In the present matter, I, the accused, applied for bail under the provisions of Section 437(1) of the Criminal Procedure Code on 13/09/2002, which was granted by the Hon'ble Court on 27/09/2002. Subsequently, I, the accused, filed a bail application under the provisions of Section 439 of the Criminal Procedure Code in the Hon'ble Sessions Court at Navsari, vide Criminal Application No. 342/02, on 15/11/2002, which was rejected by the Hon'ble Sessions Judge at Navsari on 04/12/2004. Thereafter, upon the filing of the chargesheet in the present matter, I, the accused, filed another bail application with new grounds and reasons before the Hon'ble Sessions Judge at Navsari, vide Criminal Application No. 121/03, on 03/07/2003, which was rejected on 08/07/2003. Dissatisfied with this order, I, the accused, filed a bail application in the Hon'ble High Court of Gujarat, vide Criminal Application No. 6973/03, in September 2003, which was rejected by the Hon'ble High Court through a common order along with other applications on 30/09/2003. Subsequently, against this common order, I, the accused, attempted to file a Special Leave Application in the Hon'ble Supreme Court, but it was not admitted and was dismissed on 09/12/2003. I declare this hereby.

The above-mentioned bail applications have been filed by me, the accused, based on the merits of the case. All bail applications, from the court of the Chief Judicial Magistrate to the Hon'ble High Court of Gujarat, have been rejected on the merits. The bail application of accused no. 3, Ketanbhai Kantibhai Sheth, before this Hon'ble Court is not based on the merits of the case. I also state that I, the accused, make no submissions regarding the merits

of the case. However, I declare that this bail application is filed on the grounds of delay, based on Section 437(6) of the Criminal Procedure Code and the constitutional rights of the accused. and state that:-

- (1) In the present case, I, the accused, was arrested on 07/04/2002. Since the arrest, I have never been released on bail, and thus, I have been in jail for the last 32 months. Furthermore, if government holidays are considered during the time spent in jail, it exceeds three years.
- (2) The present case is currently before this Hon'ble Court for a hearing on an application filed by the accused, marked as Exhibit-8, dated 10/04/2003, for compliance under Section 207 of the Criminal Procedure Code. It is highly likely that the evidence in this case will take considerable time to complete, and the judgment will be delayed significantly. There is also very little likelihood that the case will be decided on its merits in the near future.
- (3) As per Section 437(6) of the Criminal Procedure Code, if any criminal case before this Hon'ble Court cannot be completed within 60 days after the preparation for taking evidence, and the accused is in jail without being responsible for the delay, the accused should be released on bail if deemed appropriate by the court. This provision has been made accordingly.
- (4) In the present case, the bail applications of the accused, based on the merits, have been rejected by the higher courts. However, when the accused is entitled to benefits under the provisions of the law and their constitutional rights, and the Hon'ble Court has reasons to believe that the case is unlikely to be decided in the near future, it is in the interest of justice to release the accused on bail in accordance with their constitutional rights.
- (5) In the present case, the proceedings of the case will be discussed in detail during the hearing of this bail application. However, at first glance, it is clear

that despite the orders of the Hon'ble Court, the accused has not been produced in court from custody for a long period due to one reason or another or due to some technical errors. There is also a possibility that these issues may recur in the upcoming periods. Therefore, it is highly likely that the decision in this case will be significantly delayed.

(6). The powers conferred upon the Hon'ble Court at the stage of Section 167(2) of the Criminal Procedure Code are similarly conferred at the stage of Section 437(6) of the Criminal Procedure Code. It is submitted that during the hearing of the present bail application, the issue of when the recording of evidence is deemed to have commenced will be addressed. Relevant judgments of the Hon'ble Supreme Court and the Hon'ble Gujarat High Court will be presented, and detailed submissions will be made at the appropriate time. This is hereby declared.

(7). In the present case, upon examining the facts, even if we prima facie assume against the accused, the allegations are only under IPC Sections 420 and 406. This is because, at the time the incident related to the complaint in this case occurred, I, the accused, was not director of Home Trade Link Co. The Hon'ble High Court has accepted this fact while rejecting another bail application. Furthermore, in another complaint related to this case and its bail application, another Sessions Court has also confirmed that I, the accused, was not a director of Home Trade Link Co. at the time of the incident. Therefore, prima facie, the violation of IPC Sections 465, 467, and 468 does not apply to me, the accused.

(8) Now, considering the punishment provisions under IPC Sections 420 and 406, even if the offense is proven, the maximum punishment is seven years. Therefore, in the interest of justice, it is appropriate to grant the benefit of Section 437(6) of the Criminal Procedure Code and release us, the accused, on bail.

(9) In the present case, most of the evidence is documentary, which is already in the possession of the Hon'ble Court and the authorized officer. Hence, there is no possibility of tampering with it. Additionally, the accused is ready to comply with all conditions imposed by the Hon'ble Court.

(10) During the hearing of this bail application, I declare that detailed submissions will be made regarding the interpretation of Section 437(6) of the Criminal Procedure Code and relevant judgments of the higher courts.

For the above reasons and for the submissions made during the hearing of this bail application, I request that in the present case, Criminal Case No. 2778/04, which is M-Case No. 3/02, the Hon'ble Court may kindly order the release of me, the accused, on bail upon furnishing an appropriate bail amount.

Date: 30/03/2005

Gandevi.

Sd/- Illegible

(P. A. Saraiya)

Advocate for the applicant

Sd/- Illegible

(Accused Ketan Sheth is in the custody at present)

Criminal Case No. 2778/04**Order under Application of Exh-12**

The present bail application has been filed by accused, Ketanbhai Kantilal Seth, seeking release on bail under Section 437(6) of the Criminal Procedure Code (Cr.P.C.). The brief facts of the application are as follows: A chargesheet has been filed against the accused for offenses under Sections 406, 409, 420, 465, 467, 468, and 120(B) of the Indian Penal Code (IPC). The accused has been in custody since April 7, 2002. Previous bail applications filed under Section 437 of the Cr.P.C. were rejected. The current bail application is not based on the merits of the case but is grounded on the provisions of Section 437(6) of the Cr.P.C. and the constitutional rights of the accused, citing delay in the trial as the basis.

The accused has been in jail for the last 32 months and has never been released on bail. Under Section 437(6) of the Cr.P.C., if the trial is not concluded within 60 days, the accused becomes entitled to bail. Considering these facts, the application seeks the release of the accused on bail. The learned counsel for the accused has been heard, and it is submitted that the provisions of Section 437(6) are mandatory in nature. More than 60 days have elapsed since the framing of charges, and thus, under the mandatory provisions of the section, the accused is entitled to bail. There are no grounds for rejecting the present bail application. Granting bail to the accused will not cause any prejudice to the prosecution. Based on these facts, the accused is entitled to bail.

It is further submitted that no efforts have been made by the prosecution to proceed with the case till date, and there is no fault on the part of the accused. Additionally, a supplementary chargesheet has been filed, but no application has been made by the prosecution to consolidate and try both chargesheets together. In light of these facts and relying on the principles established in 1996 Criminal Law Journal, page 819, and 2000 Criminal Law Journal, page 2644, the accused seeks release on bail.

2. The learned APP, on behalf of the complainant, has opposed the accused's bail application, stating that the offense against the accused is of a serious nature. Another chargesheet has been filed against the other accused, and it is necessary to combine and proceed with both chargesheets together. Due to the non-appearance of the accused in the other case, no charge has been framed to date. All previous bail applications of the accused have been rejected. There is no fault on the part of the prosecution, and considering all these facts, a request has been made to reject the bail application.

3. The submissions of both parties have been heard as mentioned above. The facts of the bail application have been considered. The current bail application filed by the accused is under the provisions of Section 547 of the Criminal Procedure Code (Cr.P.C.), and therefore, discussing the merits of the case is irrelevant. The only facts to be considered are whether the accused is entitled to bail under Section 437(6) of the Cr.P.C. According to the provisions of Section 437(6), in a case triable by a Magistrate involving a non-bailable offense, if the trial proceedings are not completed within sixty days from the first date fixed for taking evidence, and the accused remains in custody throughout that period, the Magistrate shall release the accused on bail, unless the Magistrate records reasons in writing to order otherwise. Thus, if a date is fixed for taking evidence and the evidence is not completed within sixty days,

the accused becomes entitled to bail. However, there is also a provision that allows the Magistrate to order otherwise by recording reasons in writing.

In the present case, a complaint was registered against the accused on 10-07-2002, and the chargesheet was filed on 05-12-2002. On 10-04-2003, a charge was framed against the accused vide Exh-5. Subsequently, on 23-04-2003, pursuant to the order of the Hon'ble District Court No. D.Y.R (J)/291/2003 dated 21-04-2003, the case was transferred to the Chief Judicial Magistrate, Navsari. Thus, after the charge was framed, the case was transferred from this court to the court of the Chief Judicial Magistrate, Navsari. According to the case proceedings, the accused was not produced from jail until 27-11-2003. It is evident from the proceedings that repeated reminders were issued to produce the accused from jail, and even thereafter, the accused was not produced on several dates. Further, as per the proceedings dated 30-09-2002, the case was returned to this court for trial pursuant to the order of the Hon'ble District Court dated 15-09-2004, and even after that, the accused was not produced from jail on several dates.

Upon reviewing the case papers, it is noted that the accused filed an application (Exh-8) requesting the prosecution to produce all documents relied upon as evidence, particularly the opinion of a handwriting expert. An order was passed on this application directing the production of those documents, but there is no record of compliance with this order. This fact is also mentioned in the accused's bail application. Thus, considering the case papers and all proceedings, it is clear that the accused was not produced in court on most dates, and no advocate representing the accused was present in court on those dates. The accused is also facing cases in other courts, which has prevented their appearance in this court on all dates. Furthermore, there is no record of any efforts made by the accused's advocate to ensure the accused's presence or to proceed with the case.

The accused has filed an application to produce documentary evidence, and compliance with this application is necessary. The application (Exh-8) was filed after the charge was framed, and the court passed an order accordingly. Thus, it is clear that the defense is also seeking the production of documentary evidence as per the application. Additionally, the complaint filed against the accused is of a very serious nature. The offense is an economic crime involving public money, with a significant amount of fraud as per the complaint, which names a total of 20 accused persons. Apart from the present accused, a supplementary chargesheet was filed against three other accused on 05-02-2004, which is being tried in this court as Criminal Case No. 403/04, and no charge has been framed in that case to date. Both chargesheets arise from the same complaint, and trying both cases together would ensure greater convenience, as rightly argued by the learned APP.

Thus, in the present case, the delay in the proceedings is not solely due to the fault of the prosecution, and therefore, it is not appropriate or just to mechanically grant bail to the accused as claimed. The accused has relied on a judgment of the Hon'ble Rajasthan High Court reported in 1996 Criminal Law Journal, page 81. However, the facts of that case differ from the present case. In that case, the Hon'ble High Court had ordered the case to be expedited and completed within a specified time, but the case could not be completed within that period, and therefore, the accused was granted bail. In the present case, most of the delay is due to the absence of the accused and non-compliance with the application (Exh-8), and thus, holding the prosecution solely responsible is not appropriate. Therefore, I humbly believe that the aforementioned judgment is not rightly applicable to the present case.

Similarly, the accused has relied on a judgment of the Hon'ble Madhya Pradesh High Court reported in 2000 Criminal Law Journal, page (unspecified). Even upon considering this judgment, the facts of the present case appear different from that case. In the present case, technical reasons have arisen for

the non-completion of evidence within the specified time, and therefore, the principles established in that judgment are not applicable to this case, as I humbly believe.

Thus, it is a fact that the case has not been completed within 60 days after the charge was framed. However, despite this, considering the reasons discussed above, it appears appropriate and just to pass an order other than granting bail to the accused in this case. I do not agree with the arguments of the defense. The reasons mentioned above have led to the non-recording and non-completion of evidence in the case against the accused, and mechanically granting the benefit of the legal provision to the accused would adversely affect the interests of justice, as I believe. Therefore, based on all these facts, the following order is passed.

ORDER

The bail application of the accused is rejected.

The order is pronounced today on 16th May, 2005 in the open court.

Gandevi

Date: 16/05/2005

Sd/- Illegible

16/05/2005

(B. S. Parmar)

Addl. Chief Judicial Magistrate, Gandevi.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandevi

Criminal Case No. 2778/04

M. Case No. 3/02

Exhibit 13

Complainant: Government

Vs.

Accused: Ketan Kantilal Seth

On behalf of the accused in the above case, I humbly submit the following:

In this case, a bail application has been filed today on behalf of the accused Ketan Kantilal Seth. However, some necessary papers need to be studied, and essential information is yet to be obtained from the client. Hence, it is not possible to proceed with the bail application today. In the interest of justice, we request an extension of time.

Date: 30/03/05

Signature/- Illegible

(Advocate for the Accused)

Granted.

Signature/- Illegible

(Additional Chief Judicial Magistrate, Gandevi)

In the Court of the Hon'ble Additional Chief Judicial Magistrate, Gandevi

Criminal Case No. 2778/04

M. Case No. 3/02

Exhibit 14

Complainant: Government

Vs.

Accused: Ketan Kantilal Seth

On behalf of the accused in the above case, we humbly submit the following:

The case is listed for hearing today, but some legal grounds need to be obtained and presented, which could not be done today. Hence, it is not possible to hold a hearing today. In the interest of justice, we request an extension of time.

Date: 02/03/2005

Signature/- Illegible

(Advocate for the Accused)

Signature/- Illegible

(Additional Chief Judicial Magistrate, Gandevi)

02/04/2005

In the Court of Hon'ble Addl Chief Judicial Magistrate
Gandevi

State

Case No. 2778/04
15/4/05

Vs.

27.5.91

6th

Ketan Kantilal Sheth

27.5.91 5 & 7th
20/8/00

With respect I have to inform you that My Advocate
was supposed to remain present for the hearing of a
Bail application but since he is busy in nominated
Court, I am unable to appear before your
honour.

I therefore request you to fix another date for
the hearing of my bail application.

I am at present in Judicial Custody therefore court fees
Stamp is not affixed.

Place: Gandevi

6th
KETAN KANTILAL SHETH
15/4/05

Date: 15th April, 2005.

સર
The District
Magistrate
સી. સી. સી. સી. સી.
ગાંધી.



Urgent Exh-16

Dispatch No. 76/2006

Chief Judicial Magistrate Court

Date: 21/02/2006, Navsari

To,

Shri Senior Civil Judge Sahib

Gandevi

Subject: Regarding High Court Writ

Sir,

With respect, in reference to the above subject, it is stated that Writ No. 6121/06, Criminal Petition No. 10551/05, has been received in this court, which falls under your jurisdiction. The said writ is being sent to you. Kindly certify the writ and send it to the Hon'ble Gujarat High Court, Sola, Ahmedabad.

Signature/- Illegible

Chief Judicial Magistrate

Navsari

Seen:

Sd/- Illegible (Addl. Chief Judi. Magi., Gandevi)

Enclosure: High Court Writ No. 6121/06, Criminal Petition No. 10551/005 with order in sent.

Received on 22/02/2006 by hand delivery.

Sd/- Illegible

Registrar

Civil Court, Gandevi.

Criminal case No. 2778/2004

Exh-16

Filed on 23/02/2006

Sd/- Illegible

Addl. Chief Judicial Magistrate,

Gandevi.

(2113) 7 4

(TO BE RETURNED TO THIS COURT DULY EXECUTED)

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

Criminal Misc. Application No 10551 of 2005

No. Cri. : 541
 1. KLIAN KANTILAL SHETH
 LALITKUTIR, 3RD FLOOR, GULMOHAR

This the 23rd day of Jan 2006

Petitioner(s)

1. Vs
 STATE OF GUJARAT
 PP. HIGH COURT OF GUJARAT

Respondent(s)

To
 1. ADDL. CHIEF JUDICIAL MAGISTRAT
 GANDEVI
 THRU CHIEF JUDICIAL MAGISTRATE
 NAVSARI

Whereas the abovenamed petitioner through his advocate presented the abovenumbered application in this Court praying against the Jt. 7 order dt. 16.05.2005 passed by Addl. Chief Judicial Magistrate in Cri. Case No. 2778 of 2004 and further praying to release the petitioner on bail in connection with M. Case No. 3 of 2002 of Gandevi Police Station an etc.....

And Whereas Upon hearing
 MR ABHAYKUMAR P SHAH for the Petitioner no. 1
 MR. SS PATEL, APP for the State 1
 Court passed the following order :-

COURT'S ORDER

CORAM: A.L.DAVE, J. (DATE : 28.10.2005)

1. The applicant has moved this application under Section 439 of the Code of Criminal Procedure, for his release..... it is directed that the trial Court would take up the case on a priority basis and dispose of as early as possible.....the application, therefore, stands rejected with the above directions. Notice is discharged.
 (TRUE COPY OF ORAL ORDER IS ATTACHED HEREWITH)

By
 Addl. Chief Judd. Magstr.
 GANDEVI
 T. P. 28/10/05

By
 Mr. P. S. Shah
 Mr. S. S. Patel
 Mr. S. S. Patel

21.10.2005/2005-2
 21/10/05
 21/10/05

By
 Mr. P. S. Shah
 Mr. S. S. Patel
 Mr. S. S. Patel

Witness BHAWANI SINGH, Esquire, Chief Justice of the Court
aforesaid this 28th day of Oct. 2006

For the Court
m 2/14/06
Deputy Registrar
This, 23rd day of Jan 2006

23rd Jan 2006
Deputy Registrar
REGISTRAR
CHIEF JUDICIAL MAGISTRATE
COURT, NAVSARI

NATIONAL INFORMATICS CENTRE



CR. NO/10551/2005

ORDER

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
CRIMINAL MISC.APPLICATION No. 10551 of 2005

KETANKANTILALSHETH - Applicant(s)

Versus

STATE OF GUJARAT - Respondent(s)

Appearance :

MR ABHAYKUMAR P SHAH for Applicant(s) : 1,
MR SS PATEL, APP, for Respondent(s) : 1,

CORAM : HONOURABLE MR.JUSTICE A.L.DAVE

Date : 28/10/2005

ORAL ORDER

1. The applicant has moved this application under Section 439 of the Code of Criminal Procedure, for his release on bail. This is a successive application for bail and is pressed mainly on following grounds :

(1) Delay in trial:

It is indicated that the charge came to be framed on 10th April, 2003 and yet no witness is examined by the Trial Court and, therefore, keeping in light the provisions contained in Section 437(6) of the Code of Criminal Procedure, the applicant may be admitted to bail.



28/10/2005
95
21/2005
MR
28/10/2005

CC/2778/2004

2/2

C.A.

(2) Parity:

The applicant claims parity with co-accused Nandkishore S. Trivedi, who has been admitted to bail subsequent to rejection of applicant's last application. The order is dated 24th February, 2005 in Criminal Misc. Application No.1163 of 2005, passed by this Court. It is claimed that the applicant is better situated than the said co-accused.

(3) The applicant has been bailed out in several other cases against him with similar accusations.

2. Learned Advocate, Mr. Raju, for the applicant has placed reliance on following decisions :-

- (1) Mahesh Kumar Bhawsinghka v. State of Delhi, (2000) 9 SCC 383.
- (2) R. D. Upadhyay v. State of A.P. and Others, (1996) 3 SCC 422.
- (3) Mehmood Mohammed Sayeed v. State of Maharashtra, (2002) 10 SCC 677.
- (4) Ram Choubey v. State of Bihar and Another, (2002) 10 SCC 199.
- (5) Jehangir Marzban Patel v. State of Gujarat, 2003(2) GLR 1835.

2.1 Learned Advocate, Mr. Raju, submitted that the applicant is in jail since 6th September, 2002. The case against him mainly depends on documentary evidence. The delay in trial is not attributable to him and the

CR. MA/10551/2005

3/8

ORDER

Apex Court, in such situation, has held that the accused would be entitled to bail. Mr. Raju also submitted that the applicant has been admitted to bail by other Courts in other offences against him. He also submitted that co-accused, Nandkishore S. Trivedi has been admitted to bail by this Court and, therefore, the case of the applicant may be favourably considered.

3. The application has been opposed to by learned Additional Public Prosecutor, Mr. Patel, Reliance is placed on decision of this Court in case of Patel Pravinkumar Kantilal v. State of Gujarat, rendered on 5th May, 2005 in Criminal Misc. Application No.945 of 2005.

3.1 Learned Public Prosecutor contended that delay in trial would not invest an accused with an absolute right of bail. The applicant did approach the Trial Court for his release on bail in light of provision contained in Section 437(6) of the Code of Criminal Procedure, which has been turned down by a reasoned order. He, therefore, submitted that bail may not be granted.

4. This Court has taken into consideration rival side contentions. Be it noted at the outset that the applicant had moved this Court on an earlier occasion with an application for bail, which came to be rejected by order dated 30th September, 2003, when this Court took into consideration the aspect of the applicant having fled from the office, etc. This is in a successive bail

CIVIL NO. 10541/2005

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ORDER

application, this Court is not required to enter into any of the merits. Learned Advocate, Mr. Raju, submitted that merits may be examined only for the limited purpose of considering whether the application can be said to be at par with co-accused Nandkishore S. Trivedi.

4.1 If the order in respect of said Nandkishore S. Trivedi dated 21st February, 2005, passed in Criminal Misc. Application No.1163 of 2005 (Annexure-F) is seen, the Court took into consideration the fact that the said accused-applicant was Executive Director-cum-Secretary to Home Trade. The Court considered that the role attributed to him is that he had participated in the meeting with the bank and supplemented and implemented the illegal activity of the company. The Court also considered the he had visited the bank and addressed communication at a later point of time making certain suggestions for settlement. However, the Contract Note appeared to have been signed by some other accused and not the said accused-applicant. The person who signed the contract was not granted bail. Against this, the role of the applicant was considered by this Court in the order dated 30th September, 2003. This Court observed that, though the applicant had resigned as a Director with effect from 15th May, 2001, he did participate in the meetings with the complainant-banks. It was also noticed by this Court, at that stage, that it was not made known to the banks that he had resigned as a Director and his attending the meetings with the banks in connection with the business of Home Trade without such information would lead to an inference the he

CR. KA/10551/2005

represented the company as its Director. Knowledge about the applicant having severed his relationship with Home Trade cannot be inferred. This Court also considered that, if the applicant's resignation 15.5.2001 was genuinely meant to sever his relations with Home Trade company, he had no business to attend special business meetings for business transactions of Home Trade with the complainant banks.

4.2 Thus, on question of merits, the case of the applicant and that of co-accused, Nandkishore S. Trivedi, prima facie, cannot be considered at par. The application, therefore, cannot be entertained on the ground of parity with Nandkishore S. Trivedi.

5. Now comes the question whether the case of the applicant can be considered on the ground that the applicant is bailed out in other similar cases. To support this contention, copy of one order passed by learned Additional Session Judge, New Delhi, is produced. The said order is passed on the reasoning that co-accused, Subodh Bhandari and Nandkishore Trivedi have been admitted to bail. The merits of the case against the applicant in other cases are not known nor are they indicated and, therefore, the applicant's case on this count also cannot be considered favourably.

6. Now comes to the question whether delay in trial can be considered as a factor in favour of the applicant. It is a fact that the



CC/2778/2004

G/B

ORDER

applicant is in jail since 6.9.2002. The applicant had moved the Magisterial Court for his release on bail in light of Section 437(6) of the Code of Criminal Procedure, which has been rejected by the Magisterial Court mainly on the ground that no fault can be found with the Trial Court as delay was caused because of various reasons. This Court has examined the Bagham and it is noticed that non-production of accused persons before the Court is a major factor which resulted into adjournment of the case from time to time. The applicant is facing prosecution at various places. The accusations against him are of serious nature. Punishment prescribed also includes imprisonment for life. The manner in which the offences are alleged to have been committed indicates that, if the allegations are true, it is a well planned offence to siphon out money from banks, which are ultimately public monies.

7. The question of delay in trial was also urged before this Court while earlier applications were argued and decisions in cases of Sri Ram Choubey (supra) and Mehmood Mohammed Sayeed (supra) were also considered and request for bail was turned down.

7.1 So far as the case of R. D. Upadhyay (supra) is concerned, the directions in that case were in respect of delay in trial, keeping in light of situations prevailing over there. It cannot be made applicable to the present case.



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ORDER

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7.2 So far as the case of Jahangir Marzban Patel (supra) is concerned, there cannot be any two opinion on the aspect that delay, if caused in trial, would entitle the accused to file fresh application for bail. Such application would be on the ground of change in circumstance and has to be decided on merits. But the decision cannot help the case of the present applicant, as no change in circumstance except delay is indicated and, as discussed above, the delay is mainly because of non-production of the accused.

7.3 In the case of Mahesh Kumar Bhawsinghka (supra), keeping in light the facts of that case, Their Lordships noticed that the accused was languishing in jail for a long time and directed the Trial Court to complete the trial within three months or else the accused shall be released on bail, with a rider that, provided the delay in conducting the trial should not be attributable to the accused. That decision was rendered in facts of the case, which are not available to this Court. All that can be noticed is that the applicant therein was involved in embezzlement of huge funds. In the instant case, the involvement of the applicant is in a huge scam involving very huge amount of common man deposited with banks. The said decision, therefore, cannot help the applicant.

8. However, it is to be noted that the applicant is in jail since 02.08.2002, i.e. almost three years. It is to be noted that one of the major factors for non-conclusion of trial is non-production of accused before the Trial

ROPO

CR. MA/10551/2005

Court. To ensure that the trial proceeds further at a reasonable pace, it is directed that the trial Court would take up the case on a priority basis and dispose it of as early as possible. The prosecution and the State shall ensure that the accused persons are brought before the Trial Court regularly and punctually. Such authority shall also ensure that witnesses' summons are served to the witnesses well in time and the witnesses appear before the Court for deposition. The application, therefore, stands rejected with the above directions. Notice is discharged.


[A. L. DAVE, J.]

gt



TRUE COPY

PRINCIPAL PRIVATE SECRETARY
(CLASSIFIED BY: P. H. L. 100/100/100)
HIGH COURT OF GUJARAT
AHMEDABAD

seen

Adtl. Chief Judt. Magt.
GANDEVI.
02/11/05

seen noted

22/11/05
22/11/05

(296)

CR.127/7751/2006

1-1

2006

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

CRIMINAL MISC.APPLICATION No. 7751 of 2006

=====

KETAN KANTILAL SHETH - Applicant(s)

Versus

STATE OF GUJARAT - Respondent(s)

=====

Appearances :

MR ABHAYKUMAR P SHAH for Applicant(s) : 1,

MR. PRACHCHAK, ADDL. PUBLIC PROSECUTOR for Respondent(s) : 1,

=====

CORAM : HONOURABLE MR.JUSTICE A.L.DAVE

Date : 21/07/2006

ORAL ORDER

Rule. Mr.Prachchak, learned Addl. Public Prosecutor
for the State waives the service of notice of Rule.

2.Heard, learned Advocate for the applicant and learned
A.P.P. for the opponent - State.

3.Following aspect is considered.

i) Application deserves to be granted on ground of parity
with co-accused Niraj Amidhar Surti, who has been
admitted to bail by an order dated 30th June, 2006
passed in Criminal Misc. Application No.2966 of 2006.

4.The Applicant is ordered to be released on bail in
connection with M. Case No.3 of 2002 of Gandevi Police

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CR.MA/7751/2006

2/3

ORDER

Station, on his executing a bond of Rs.1,00,000/- (Rupees One Lakh only) with one surety of the like amount to the satisfaction of the lower Court and subject to the following conditions that;

- a) the applicant shall mark himself available for interrogation by police officer as and when required;
- b) the applicant shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case, so as to dissuade him from disclosing such facts to the Court or to any police officer;
- c) on every Saturday between 8:00 a.m. to 8:00 p.m., the present applicant shall appear before Valsad City Police Station and shall mark his presence.
- d) the applicant shall surrender his passport before the Court concerned, if he has already not surrendered before any other Court and in case he surrendered the passport, then details shall be furnished by him before the concerned Court on oath. In case he receives the passport back in future before the conclusion of trial, the applicant shall surrender the same to the Court concerned.
- e) the applicant shall declare the detailed residential address where he would be staying during the course of the trial and will not change his residence.

**In the Court of the Hon'ble Judicial Magistrate First Class, Gandevi,
District Navsari**

Criminal Case No. 2778/04, Exh- 21

Complainant: The State

Vs.

Accused: Ketan Kantilal Seth

Humble request on behalf of the surety in the said matter:

In the said matter, the Hon'ble High Court has granted bail to the accused, Ketan Kantilal Seth, and ordered his release on bail. Kindly accept the necessary bail and release the accused on bail.

Place: Gandevi

Date: 25/07/2006

Sd/- Illegible

Prakash Ramjibhai

Sd/- Illegible

Advocate

The order passed in Criminal Miscellaneous Application No. 7751/06 by the Hon'ble Gujarat High Court, Ahmedabad, directs that the bail be accepted.

Sd/- Illegible

Addl. Chief Judicial Magistrate,

Gandevi.

Date: 25/07/2006

Exh-22

Advocate Letter

In the Court of the Hon'ble Judicial First Class Magistrate, Gandevi

Criminal Case No. 2778/04

Complainant: Hon'ble Government

Vs.

Respondent: Ketan Kantilal Seth and others

I, the undersigned, resident of Varachha Road, sureties in the above case, through this advocate letter, appoint the following advocates to represent us in the court for the said case number, to conduct the entire proceedings, to negotiate settlements, to compromise, with special and specific authority to settle, to present such settlements before the court, to accept them, and to sign on our behalf as our advocates for such settlements. I appoint Advocate Shri Vijay Dinkarray Nayak, B.Sc., LL.B., Navsari, and Advocate Shri Chetan H. Bhagat as our advocates. They are authorized to collect court fees, refunds, or any other amounts due to us from the court on our behalf, to deduct their fees or expenses from the said amounts, and we grant them full authority to do so. In their absence or for any reason, if another advocate conducts our case, I consent to it, and we have no objection. Any of the appointed advocates are entitled to withdraw from the case for any reason without our notice or

knowledge, and we have no objection or dispute to this. Even if we raise such a dispute, it shall be deemed void. I explicitly declare that I am not entitled to claim any compensation or damages from you for any reason. Even if I make such a claim, it shall be deemed void. I shall personally obtain the case decision from the court by being present and inform you of the same. Whatever you do or cause to be done as our advocates shall be acceptable, binding, and approved by us. Additionally, I grant you full authority to perform all acts, including obtaining original documents and signing as specially authorized.

Having read, considered, understood, and accepted the above facts, we entrust you with the work as stated in this advocate letter on this day, 25th of July, 2006.

This is to certify that the Vakilatnama has been read over to the Surety and he has put his signature in my presence.

Sd/- Illegible 25-07-06

Signature/- Illegible
Addl. Chief Judicial Magistrate,
Gandevi.

**In the Court of the Hon'ble Judicial Magistrate First Class, Gandevi,
District Navsari**

M. Case No. 3/2002 & Criminal Case No. 2778/04 Exh-23

Complainant: The State

Vs.

Accused: Ketan Kantilal Seth and others

The accused, Ketan Kantilal Seth, in the said matter, hereby declares and informs that:

The permanent residential address of the accused is as mentioned below, and I will not change it without the permission of the Hon'ble Court until the final disposal of the said matter. This is for the information of the Hon'ble Court.

Ketan Kantilal Seth

Resident: 193, Lalit Kutir, J.V.P.D. Road, Cross Road No. 9,
Andheri – 49.

Place: Gandev

Date: 25/07/2006

Admitted.

Sd/- Illegible

Addl. Chief Judi. Magistrate, Gandevi.

25/07/2006.

Sd/- Illegible (Advocate).

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandev, District Gandev

Criminal Case No. 2778/04 Exh-24

Complainant: The State

Vs.

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused in the said matter:

The accused in the said matter is currently in custody in Surat Jail, and the passport of the accused is deposited with the CBI, Nagpur. Therefore, it is not possible to submit an affidavit regarding the passport of the accused. Kindly grant an extension of time in the interest of justice to submit the affidavit regarding the accused's passport. The affidavit will be submitted once the accused is released from jail.

Place: Gandev

Date: 25/07/2006

Sd/- Illegible

Prakash Ramjibhai (Surety)

Sd/- Illegible (Advocate)

Sd/- Illegible,

Addl. Chief Judi. Magi., Gandevi.

Date: 25/07/2006

Exh-25 (admitted. Adl. Chief Judi. Magi., Gandevi. 17/08/06)

In the Court of the Hon'ble Chief Judicial Magistrate, Gandev

Gandev Police Station M. Case No. 03/2002

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Affidavit

I, Ketan Kantilal Seth, Hindu by caste, aged 44 years, occupation: business, resident of Lalit Kutir, Juhu (West), Mumbai, hereby take an oath according to my religion and solemnly affirm as follows:

I am the accused in this case, and I have been granted bail by the Hon'ble Gujarat High Court subject to certain conditions. While granting bail, the Hon'ble Gujarat High Court imposed a condition that "if the accused possesses a passport, it shall be deposited with the court having jurisdiction." However, my passport was seized by Inspector Shri Sandeep Mehera of the Mumbai CBI, BSF, on 25/05/2002 in connection with Case No. RC J (E)/2002, and it is currently deposited with the said department. I am submitting this affidavit to declare this fact.

I am fully aware that submitting a false affidavit constitutes a criminal offense.

Place: Gandev

Date: 17/08/2006

Sd/- Illegible

(Kean Kantilal Sheth)

17/08/2006

(Signature of the accused)

Sd/- Illegible

Registrar

Civil Court, Gandevi.

PRODUCTION MEMO

1. Case No. RC 4 (E)/2002
 2. Date & Place 25.05.2002 & Mumbai
 3. Received By Smt. Jagruti Ketan Sheth
 W/o. Sh. Ketan K. Sheth
 4. Handed over By Sh. Santosh Mehra, PI
 Inspector of Police,
 CH, BS&FC, Mumbai.
 5. Place On the D.L.G. of Police
 CH, BS&FC, Mumbai

Description of Documents

1. Passport of Sh. Ketan Kamlesh Sheth bearing No. A-5974724 issued by
 Regional Passport Office, Mumbai, dtd. 13.7.1998.

Item 1 only

Handed Over By
 Jagruti Sheth
 SMT. JAGRUTI KETAN SHETH
 W/O. SH. KETAN K. SHETH



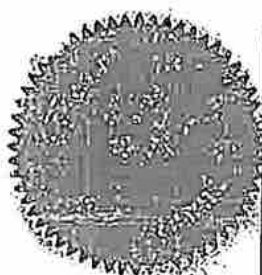
(SANDIP) J. J. J.
 INSPECTOR CH. CH. CH.
 CH. BS&FC, MUMBAI

TRUE COPY

ATTESTED BY ME

G. H. SHUKLA
 NOTARY GREATER MUMBAI

27 AUG 2002



THESE



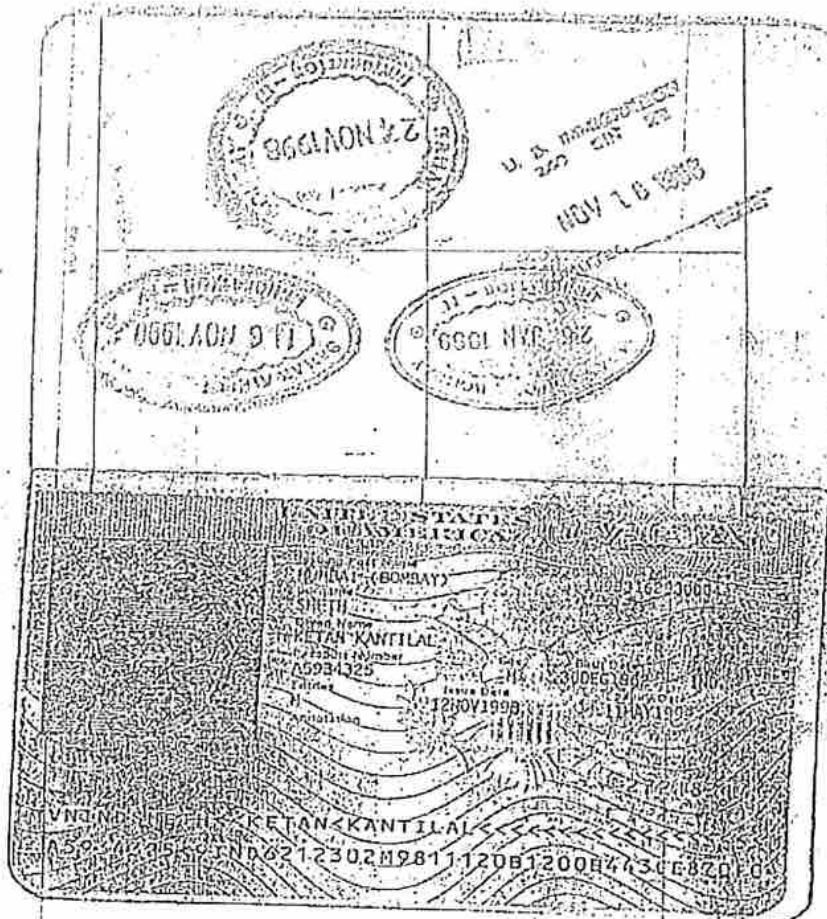
Registered Patent Office, Mumbai

1. G. K. (Hollman)
 2. J. L. (Hollman)
 3. J. L. (Hollman)
 4. J. L. (Hollman)
 5. J. L. (Hollman)
 6. J. L. (Hollman)
 7. J. L. (Hollman)
 8. J. L. (Hollman)
 9. J. L. (Hollman)
 10. J. L. (Hollman)

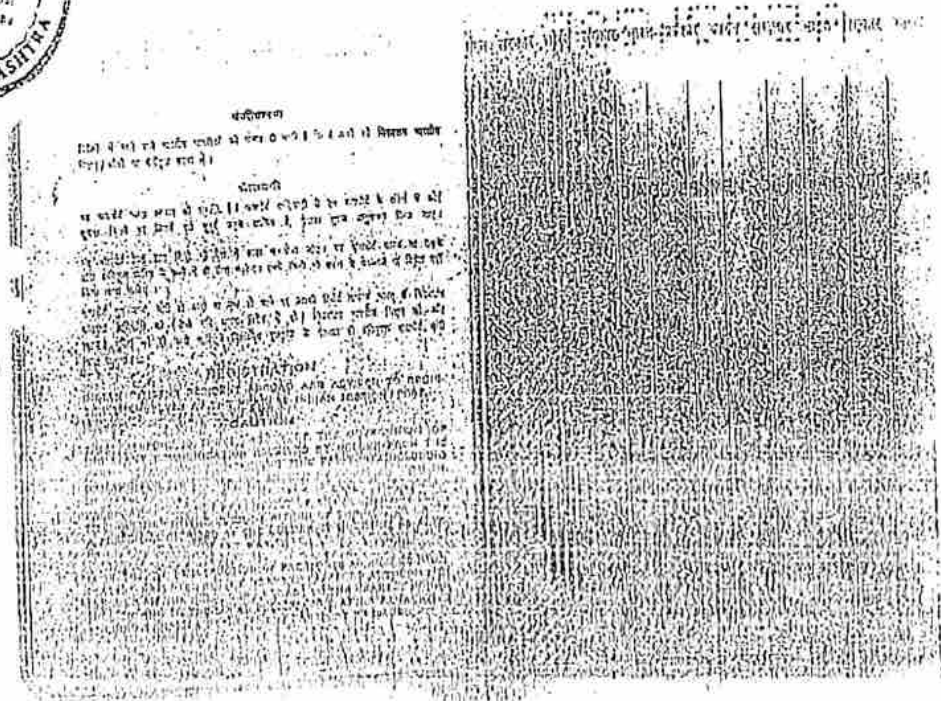
भारत गणराज्य REPUBLIC OF INDIA

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Index

10-93 LALIT KOTR. BRO

FLOOR J. W. P. D. SCHNEIDER

ANDY ERL - W2

MUMBAI-58

Produced by: Richardson, Inc. (not to be used in by the applicant)

५. आयोर्ड अ अधिमातृता अतः नर बाला (Particulars of children included in the passport)

—**ကျေးဇူးတင်စာ**

[illegible]

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2015

Advocate Letter (Exh-26)**In the Court of the Hon'ble Additional Chief Judicial Magistrate,****Gandevi****Gandevi Police Station M. Case No. 3/02****Criminal Case No. 2778/04**

Complainant: Hon'ble Government

Vs.

Accused: Ketan Kantilal Seth

I, the undersigned, Ketan Kantilal Seth, resident of Mumbai, accused in the above case, through this advocate letter, appoint the following advocates to represent me in the court for the said case number, to conduct the entire proceedings, to negotiate settlements, to compromise, with special authority to settle, and to sign on our behalf as our advocates for such settlements. I appoint Advocate Shri Sunilkumar Rashmikan Desai, B.Com., LL.B., as my advocate. You are authorized to collect court fees, refunds, or any other amounts due to us from the court, to deduct your fees or expenses from the said amounts, and you are not required to inform me of the decision, but I am responsible for keeping track of it. Whatever you do as our advocate shall be binding, acceptable, and approved by me.

This is witnessed on the 17th of August, 2006, and I have signed accordingly.

Signature/- Illegible

(Ketan Kantilal Seth)

It is certified that the facts mentioned in the Vakalatnama have been read by the signatory and the facts have been explained to him. He had admitted and has put his signature in my presence.

Date: 17/08/2006

Sd/- illegible

Advocate

31/08/2006

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev**

Exh-27

Gandev Police Station M. Case No. 03/2002

Criminal Case No. 2778/04

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter, Ketan Kantilal Seth, is unable to attend the Hon'ble Court today due to another engagement in Morbi. Requesting that his absence be excused for today only and that necessary orders be passed in the interest of justice. Kindly grant one extension in the interest of justice.

Date: 30/08/06

Sd/- Illegible

Advocate for the accused

Granted

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Gandev Police Station M. Case No. 03/2002
Criminal Case No. 2778/04
Exh-28**

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble application on behalf of the accused:

The hearing in this matter is scheduled for 13/09/06, but as per the order of the High Court, it is necessary for me to submit a pursis regarding our residential address. Therefore, kindly pass the necessary order in the interest of justice to take this matter on the board today.

Date: 08/09/06

Sd/- Illegible
(Ketan Kantilal Sheth)

08/09/2006

Sd/- Illegible

Advocate for the accused

Matter to be taken on board.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandev, District Gandev

M. Case No. 03/2002

Criminal Case No. 2778/04

Exh-30

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter, Ketan Kantilal Seth, is unable to attend the Hon'ble Court today due to being in Mumbai for another court proceeding. Requesting that his absence be excused for today only and that necessary orders be passed in the interest of justice. Kindly grant one extension in the interest of justice.

Date: 13/09/2006

Sd/- Illegible

Advocate for the accused

Granted

Sd/- Illegible

Addl. Chief Judicial Magistrate,

Gandevi.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev

Gandev Police Station M. Case No. 03/2002

Criminal Case No. 2778/04 (Exh-31)

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter is unable to attend the Hon'ble Court today due to being engaged in another case in Morbi. Requesting that his absence for today be excused and that necessary orders be passed to grant one extension in the interest of justice.

Date: 27/09/06

Sd/- Illegible

Advocate for the accused

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04
Exh-33**

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter is unable to attend the Hon'ble Court today due to being engaged in another court proceeding regarding a different matter. Requesting that his absence for today be excused and that one extension be granted in the interest of justice.

Date: 13/11/06

Sd/- Illegible

Advocate for the accused

In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04
Exh-32

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the applicant:

The accused in this matter was unable to attend the Hon'ble Court today due to being engaged in another court. Requesting that his absence for today be excused and that an extension be granted in the interest of justice.

Date: 30/10/06

Sd/- Illegible

Advocate for the accused

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandev, District Gandev

Criminal Case No. 2778/04

Exh-34

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter, Ketan Seth, was unable to attend the Hon'ble Court today due to being engaged in another case at the Gujarat High Court. Requesting that his absence for today be excused and that necessary orders be passed to grant one extension in the interest of justice.

Date: 01/12/06

Sd/- Illegible

(Desai)

Advocate for the accused

Granted as sought.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04
Exh-35**

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter is unable to attend the Hon'ble Court today due to being engaged in another case in Ahmedabad. Requesting that his absence for today be excused and that necessary orders be passed in the interest of justice.

Date: 14/12/06

Sd/- Illegible

(Desai)

Advocate for the accused

(Below High Court Int. Writ No. 2744-06/06 Dtd. 21/07/2006
(TO BE RETURNED TO THIS COURT DULY EXECUTED)

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
Criminal Misc. Application No 13978 of 2006
In
Criminal Misc. Application No 7751 of 2006

No. Cri. (Bail/Rev./Appeal): This the 11th day of Dec 2006
1. KEJAN KANTILAL SHETH
193 "LALIT KUTIR",

Petitioner(s)

Vs
1. STATE OF GUJARAT
PP. HIGH COURT OF GUJARAT

Respondent(s)

To
SESSIONS JUDGE
NAVARRI

Whereas the abovesaid petitioner through his
advocate presented the abovesaid application in
this Court praying
to delete the condition no. 4(c) in the order passed by this Court
in Cri. Misc. Appl. No. 7751/2006 on 21.07.2006 or in alternative
to modify the condition no. 4(c) in connection with M. Case no.
322002 of Gandevi Police Station and etc.....

And Whereas Upon hearing
MR ABHAYKUMAR P. SHAH for the Petitioner no. 1
MR K.P. RAVAL, APP for the State 1
Court passed the following order :-

COURT'S ORDER

CDRAM : A.L.DAVE.J. (08.12.2006)
=====

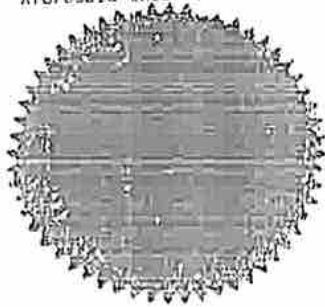
Learned Advocate for the applicant does not press this
application. The application stands disposed of as having
not pressed.

Witness YAD RAM MEENA, Esquire Acting Chief Justice at Ahmedabad
aforesaid this 08th day of Dec. 2006.

By the Court.

Deputy Registrar.

This 11th day of Dec 2006



11646
DEC 30
11
14

FILE NO. 168 OF 2008.

Date: 28/05/2008

Endorsement below Original High Court Writ No. 8990 issued in High Court Criminal Misc. Application No. 4606 of 2008 in Criminal Misc. Application No. 7751 of 2006.

1. KETEN KANTILAL SHETH
193, LALIT KUTIR

Petitioner(s)

V/s.

1. STATE OF GUJARAT
PP. HIGH COURT OF GUJARAT

Opponent(s)

No. Cri. 619 of 2008.

1/- Copy Forwarded with Compliments to the Addl. Chief
Judicial Magistrate, Gandevi.

2/- He is Directed to certify and return this writ immediately after due compliance and informing the order of the Hon'ble High Court to the parties and making necessary note.

Sessions Court,]
NAV SARI.]
May 29, 2008.]

✓ [L.L. [Signature]
I/c Sessions Judge,
NAV SARI.



Received on 3-6-08

JIC [Signature]
Allegation
Cr. & Court, GANDEVI.

E.g. No. 108/08

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04
Exh-36**

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble application on behalf of the accused:

The accused in this matter was unable to attend the Hon'ble Court today due to ill health. Requesting that his absence for today be excused and that necessary orders be passed in the interest of justice.

Date: 16/01/07

Sd/- Illegible

(Desai)

Advocate for the accused

Granted as sought.

Sd/- Illegible

Addl. Chief Judicial Magistrate,

Gandevi.

WRI:
TO BE RETURNED TO THIS COURT ONLY EXECUTED
IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
Special Criminal Application

MITEN BHUPENDRAJI SHAH

VS
STATE OF GUJARAT

X Officer in-charge
GANDVI POLICE STATION
NAVARI.

2.11.07

The undersigned on the basis of the facts and circumstances stated in the petition and the affidavits filed in support thereof, is of the opinion that the petition is bona fide and the petitioner is entitled to the relief sought in the petition.

The undersigned has perused the records of the case and has noticed that the following order was passed by the undersigned:

ORDER : K.S. JHAVERI, J. (Dt. 21.12.2006)

In the meantime, ad-interim relief has been granted to the petitioner. Para-11(9).
NOTICE as to interim relief :
January, 2007. Mr. Shah, learned counsel for the petitioner, has filed a notice on behalf of respondent-State for this matter along with (copy) of the order dated 21.12.2006 of 2005 on that date.

ORDERS ACCORDINGLY.....

NAME OF PETITIONERS :

1. MITEN BHUPENDRAJI SHAH
2. SMT. AMILPA MITEN SHAH.

Witness YAD RAM MEENA, Esquire Acting

at Ahmedabad aforesaid this 11th day of November 2007.

Seen
Addl. Chief Judl. M. G.
GANDEVI.
8/11/07



CIT. NO.
1. JUDICIAL OFFICE
JUDGE, NAVARI.
for information and record.



2007

250
 NO. 151 (Bail/Rev. Warrant)
 (TO BE RETURNED TO THIS COURT DULY EXECUTED)

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

Special Criminal Application No 1679 of 2005
 Filed on 22/01/2007

Hiten Bhupendrasahi Shah & 1 District Valad
 Vs STATE OF GUJARAT & 1 Petitioner(s) Advocate
 Opponent(s)

To
 1. The Officer In-charge
 Gandevi Police Station.
 NAVSARI.

After reading the petition of the abovesaid petitioner from the
 this Court through Mr. Bharti, Advocate, Navsari, the Court
 has sent hearing and final disposal of the petition
 to the District Valad, Navsari, by placing it stay for the investigation
 in connection with FIR dated 15.02.2007 bearing No. 1679 of 2005
 registered at Gandevi Police Station, due to the reasons
 stated below.

and whereas upon hearing Mr. Bharti, Advocate,

and Mr. Bharti, Advocate, Navsari, the Court
 has passed the following order:

CORAM : K.G. SHAKERI, J. (01.21.12.2006)

"RULE"
 In the meantime, ad-interim order in terms of
 Para-11(1)

NOTICE is to interim relief returnable on 22nd
 January, 2007. Mr. Bharti, learned APP takes service of
 notice on behalf of respondent-State. Office is directed to
 list this matter along with Special Criminal Application
 Nos. 57, 1676, 1677, 1680 of 2005 on that day.

ORDER ACCORDINGLY.....

NAME OF PETITIONERS :

1. HITEN BHUPENDRASAHAI SHAH
2. SMT. SHILPA HITEN SHAH

Witness YAD RUM MEENA, Esquire Acting Chief Justice
 at Ahmedabad pronounced this 21st day of Dec. 2006



By : [Signature]

Deputy [Signature]

THIS ORDER WAS GIVEN ON 2007

1. JUDICIAL MAGISTRATE FIRST CLASS GANDEVI, THROU THE
 2. J. K. SHAKERI
 for information and necessary action

Received on 15.1.2007
 Heard No. 1679 of 2005

X

210
 (To be returned to this Court only executed)

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

Special Criminal Appeal

MITEN BHUPENDRABHAI SHAH

STATE OF GUJARAT

Filed on 22/01/2004
 District Court
 AHMEDABAD
 HANAVATI ASSOCIATES

The Officer in-charge
 GANDEVI POLICE STATION
 NAVSARI

On heading the petition of the abovesaid petitioner, the learned
 Judge of the Court has observed that the petitioner has filed a
 petition for interim relief and has stated that he is a
 petitioner in the case of Miten Bhupendrabhai Shah vs. State of Gujarat
 Criminal Appeal No. 1677 of 2003.

and has observed that the petitioner has stated that he is a
 petitioner in the case of Miten Bhupendrabhai Shah vs. State of Gujarat
 Criminal Appeal No. 1677 of 2003.

CORAM : K.S. JHAVERI, J (Dt. 21.12.2003)

In the meantime, ad-interim relief is granted.
 Para-11(B).
 NOTICE as to interim relief returnable on 22nd
 January, 2007. Mr. Shah, learned APP, has served notice of
 appeal on behalf of respondent. State Office is directed to
 list this matter along with Special Criminal Appeal No. 1677 of 2003.

ORDERS ACCORDINGLY.....

NAME OF PETITIONERS :
 MITEN BHUPENDRABHAI SHAH
 SMT. SHILPA MITEN SHAH

Witness VAD RAM MEENA, Esquire Acting Officer of Police
 at Ahmedabad aforesaid this 21st day of Dec. 2003



Crl. No. 1
 JUDICIAL MAGISTRATE FIRST CL.
 JUDGE, NAVSARI
 For information and necessary action

Received on 15.1.2004
 Forward No. 15.1.2004



Date: 18/01/07

My name is M.R. Nayee, aged 42, occupation: retired, resident of Vankola, Ashok Nagar Road, Gadagol Niwas, Ground Floor, Room No. 1, Mumbai.

I state in person that I reside at the above-mentioned address with my family and lead a retired life.

Today, you, the Gandev Police along with officers from Vankola Police Station, visited our apartment to serve a notice from the Ahmedabad High Court to Hiten Bhupendrabhai Shah and Mrs. Shilpa Hiten Shah. Room No. 102 in our apartment belongs to Hiten Bhupendrabhai Shah. This house has been locked for many days. I do not know where Hitenbhai Bhupendrabhai Shah and his wife, Hilpaben Hiten Shah, have gone, nor do I know their current address. This is my statement, which is true and correct.

Before,

Sd/- Illegible

Unarmed Head Constable

Gandevi

Note: - refused to sign.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04
Exh-38

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter was unable to attend the Hon'ble Court today due to unavoidable circumstances. Requesting that his absence for today be excused and that necessary orders be passed in the interest of justice.

Date: 17/03/07

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

Exh-40

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandev, District Gandev
Criminal Case No. 2778/04**

Complainant: The State

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused:

The accused in this matter was unable to attend the Hon'ble Court today due to unavoidable circumstances. Requesting that his absence for today be excused and that necessary orders be passed in the interest of justice.

Date: 22/06/07

Sd/- Illegible

(Desai)

Advocate for the accused

Granted as sought.

Sd/- Illegible

Addl. Chief Judi. Magi, Gandevi.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandevi, at Gandevi

Criminal Case No. 2778/04

Exhibit 41

Complainant: The State Government

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused that due to unavoidable circumstances, the accused in this case is unable to remain present in the Hon'ble Court today, and it is requested that necessary orders be passed in the interest of justice to condone his absence for today only.

Date: 13/7/07

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

**In the Court of the Hon'ble Additional Chief Judicial Magistrate,
Gandevi, at Gandevi
Criminal Case No. 2778/04
Exh-42**

Complainant: The State Government

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused that the accused in this case had to travel to Amravati (Maharashtra) and is therefore unable to remain present in the Hon'ble Court today. Hence, it is requested that necessary orders be passed in the interest of justice to condone his absence for today only.

Date: 27/7/07

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

In the Court of the Hon'ble Additional Chief Judicial Magistrate,

Gandevi, at Gandevi

Criminal Case No. 2778/04

Exhibit 43

Complainant: The State Government

Versus

Accused: Ketan Kantilal Seth

Humble request on behalf of the accused that due to unavoidable circumstances, the accused in this case could not remain present in the Hon'ble Court today, and it is requested that necessary orders be passed in the interest of justice to condone his absence for today only.

Date: 1/12/07

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

Addl. Chief Judicial Magistrate, Gandevi.

Exh-43

**In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi
Criminal Case No. 2778/04**

Complainant: The Government

Versus

Accused: Ketan Kantilal Seth

A humble request on behalf of the accused in this case:

Due to unavoidable circumstances, the accused could not appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

Date: 5/10/07

Sd/- Illegible

Advocate for the accused

Granted as sought for.

Sd/- Illegible

05/10/2007

Addl. Chief Judi. Magi., Gandevi.

In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi

Criminal Case No. 2778/04

Exh-44

Complainant: The Government

Versus

Accused: Ketan Kantilal Seth

A humble application on behalf of the accused: The accused in this case has gone to Ahmedabad for important work and could not appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

Date: 29/12/07

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi
Criminal Case No. 2778/04
Exh-45

Complainant: The Government

Against

Accused: Ketan Kantilal Seth

A humble application on behalf of the accused: The accused in this case had to attend another court in Osmanabad on 17/01/08 and is unable to appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

Date: 18/01/08

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

Addl. Chief Judi., Magi., Gandevi.

In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi
Criminal Case No. 2778/04
Exh-46

Complainant: The Government

Against

Accused: Ketan Kantilal Seth

A humble request on behalf of the accused: The accused in this case had to meet an advocate in Ahmedabad High Court for essential and important work and could not appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

Date: 15/03/08

Sd/- Illegible

Advocate for the accused

Granted.

Sd/- Illegible

In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi
Criminal Case No. 2778/04
Exh-47

Complainant: The Government

Against

Accused: Ketan Kantilal Seth

A humble application on behalf of the accused: Due to unavoidable circumstances, the accused in this case could not appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

This will uphold the principle of justice.

Date: 31/05/08

Sd/- Illegible
Advocate for the accused

In the Court of the Hon. Additional Chief Judicial Magistrate, Gandevi
Criminal Case No. 2778/04
Exh-48

Complainant: The Government

Against

Accused: Ketan Kantilal Seth

A humble application on behalf of the accused: Due to unavoidable circumstances, the accused in this case is unable to appear before the Hon. Court today. Therefore, it is requested that their absence for today be excused, and necessary orders be passed in the interest of justice.

Date: 21/06/08

Sd/- Illegible

Advocate for the accused

ORDER: Granted. 21/06/08 Sd/- Illegible