

# Central Bureau Of Investigation Thro ... vs State Of Gujarat on 3 May, 2019

**Author: V. P. Patel**

**Bench: V.P. Patel**

R/CR.MA/22664/2018

ORDER

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD  
R/CRIMINAL MISC.APPLICATION NO. 22664 of 2018

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CENTRAL BUREAU OF INVESTIGATION THRO LALJI GARVA S/O LATE  
KHIMJI GARVA  
Versus  
STATE OF GUJARAT & 6 other(s)

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Appearance:

MR RC KODEKAR(1395) for the Applicant(s) No. 1  
for the Respondent(s) No. 2,3,4,5,6,7  
MR KL PANDYA, APP for the Respondent(s) No. 1

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CORAM: HONOURABLE MR.JUSTICE V.P. PATEL  
Date : 03/05/2019  
ORAL ORDER

1. Heard learned advocate Mr.R.C. Kodekar for the applicant and learned APP Mr.K.L. Pandya for the respondent State.
2. This Application is filed under Section 378(4) of the Code of Criminal Procedure Code (hereinafter referred to as "the Code") by the applicant.
3. It is submitted by the learned advocate for the applicant that an amount of Rs.16,00,000/- was sanctioned in favour of M/s Madhuvir Ceramics Pvt. Ltd. without asking for required documents and without following the instructions/guidelines/circulars of NSIC Ltd. that the accused Nos.1 to 4 did not comply with the conditions imposed while sanctioning of RMA facility. It is further submitted that loan was granted without verification of any documents as to the security. That loan was only one the invoice and transaction was not carried out. The transactions are shown in papers only.
- 3.1. It is further submitted that trial Court has not appreciated the oral as well as documentary evidence in proper perspective matter.
4. In view of the above, the matter requires consideration. The leave to appeal is granted. The

present application stands disposed of.

(V. P. PATEL,J) KUMAR ALOK