

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CIVIL APPLICATION NO. 4091 of 2018**

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BHUSHAN @ TIRI SHANTARAM PATIL

Versus

STATE OF GUJARAT

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Appearance:

MR. BHAVIK P SHAH(6391) for the PETITIONER(s) No. 1

for the RESPONDENT(s) No. 2

MS JIRGA JHAVERI, AGP for the RESPONDENT(s) No. 1

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CORAM: HONOURABLE MR.JUSTICE A.J. SHASTRI

Date : 31/07/2018

ORAL ORDER

1. The present petition is filed under apprehended action of detention by the authority. The Court on 19.03.2018 was pleased to issue rule making it returnable on 05.07.2018 and in the meantime directed the authority not to take coercive steps. Subsequently, when the matter has come up for hearing on 31.07.2018 learned Assistant Government Pleader placed on record a communication dated 30.07.2018 indicating that there is no proposal of detention of the present petitioner under the PASA in respect of **I-CR No.136 of 2017** registered with Khatodara Police Station, for the offences mentioned therein. The said communication is submitted by **Police Inspector, Khatodara Police Station, Surat City**, informing the office of the Government Pleader, is taken on record.

2. Hence, in light of aforesaid communication, learned advocate appearing for the petitioner does not press the present petition at this stage. It is clarified that in view of aforesaid instructions since the petition is withdrawn, the detaining authority shall not detain the petitioner under PASA in respect of complaints which are mentioned in the present petition. It is further clarified that this order is restricted to present FIR which is brought before the Court. In view of this, petition stands dismissed as not pressed.

3. Rule is discharged. Interim relief shall stand vacated. No order as to costs. Direct service is permitted.

(A.J. SHASTRI, J)

MISHRA AMIT V.