

GJPM170009342026



**IN THE COURT OF SPECIAL JUDGE (POCSO) &
ADDITIONAL SESSIONS JUDGE, PANCHMAHALS AT HALOL.**

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Criminal Misc. Application No.276 of 2026

Applicant / Accused person: : **VISHNU SAMATSINH PARMAR**
Age : 21 years, Occu.: Job,
Resident of Limbdi Chowk, Kanjari,
Ta.Halol, Dist.Panchmahal.
(At present: in judicial custody)

Versus

Opponent : : **THE STATE OF GUJARAT.**
Gandhinagar.

Subject:- Application u/s. 483 of the Bharatiya Nagarik Suraksha
Sanhita, 2023 (“B.N.S.S.”)

APPEARANCE:

Ld. Advocate for the Applicant. : Ms. J. P. Parmar
Ld. A.P.P. for the opponent State. : Ms. L. R. Sheth

:: J U D G M E N T ::

1. The present application is preferred by the applicant/accused under section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (“B.N.S.S.”) for releasing him on regular bail in connection with the FIR lodged with Halol Rural Police Station vide C.R.No. No.11207079260412/2026 for offences punishable u/s. 64(2)(m) of

the Bharatiya Nyaya Sanhita (“**B.N.S.**”) and u/s. 4, 6 of the POCSO Act.

2. The gravamen of the FIR is that the accused beguiled and committed forcible intercourse with the victim, who was aged 17 years, 5 months and 6 days on the date of incident. Under the circumstances, the present FIR came to be lodged.
3. Ld. Learned Advocate for the applicant submits that this is a case of consensual love affair and even as per the prosecution’s case the victim is 17 years and 5 months. It is further submitted that the victim has been pressurized to give statement against Accused. It is also submitted that the accused is also aged 21 years of age. Hence, it is prayed that the applicant be enlarged on bail.
4. *Per contra*, learned A.P.P. submits that the victim has become pregnant and the process of termination of pregnancy is going on. It is further submitted that the accused has cheated other girls also. Hence, it is prayed to reject the present bail application.
5. The victim is present before the Court. This Court heard the victim in person, who submits that the accused used to blackmail her and he has built physical relationship with her. Hence, she prays that the applicant may not be enlarged on bail.
6. I have heard the Ld. Advocates for the parties and perused the case records.
7. At the outset, it is required to be noted that the victim has become pregnant and currently she is having pregnancy of six weeks. Further, it is reported that the victim has been taken for

termination of pregnancy. Having regards to the aforesaid facts and circumstances of the case, I am of the view that at this stage while the investigation is pending and while the victim is undergoing trauma of pregnancy and she is undergoing for abortion, it would not be appropriate to enlarge the applicant on bail at this stage. Hence, without entering into any other aspect or discussion material in detail, it will not be appropriate to exercise the discretion at this stage in favor of the Accused. Under the circumstances, I am of the view that no case for regular bail is made out at this stage.

8. Hence, in view of the aforesaid facts and circumstances, I pass the following order :

::: O R D E R :::

- This Criminal Misc. Application No.276 of 2026 stands **REJECTED.**

Dictated, Signed and Pronounced in open Court today, on this 12th day of June, 2026.

Place: Halol.

Date : 12-06-2026.

Mustakim Bhala

[Vivek Narendra Mapara]
Special Judge (POCSO) &
Additional Sessions Judge,
Panchmahals at Halol.
[UIC No. GJ-01589]