

Registered on	09.03.2026
Decided on	12.03.2026
Duration	<u>Y</u> <u>M</u> <u>D</u> 0 0 3

**IN THE COURT OF 6TH ADDITIONAL SESSIONS JUDGE
AHMEDABAD [RURAL] @ VIRAMGAM.**

Criminal Misc. Application No.85 OF 2026

Exh. _____

Applicant :

Mukeshbhai Govaji Thakor

Aged : Adult, Occup. : Labour

R/o. : Dumana, Tal.: Viramgam,

Dist.: Ahmedabad

(At present in Central Jail, Sabarmati)

Vs.

Opponent :

The State of Gujarat

Appearance:-

Mr. R. G. Rathod, learned Advocate for the applicant.

Mr. H. R. Solanki, learned APP for the Opponent – State.

Application for Regular bail Under Sec. 483 of Bhartiya Nagarik

Surksha Sanhita.

J U D G M E N T

1. The present application is preferred for regular bail under Section Sec. 483 of The Bhartiya Nagarik Suraksha Sanhita for the offences punishable under Section 65(F) of Prohibition Act in the crime registered vide Part-C, C.R. No.11192060260040/2026 with Viramgam Rural Police Station.

2. Heard the Learned Advocate for the applicant/accused. He has argued that applicant is absolutely innocent and has not committed any offence. He is falsely implicated in the offence. He also argued that applicant has not played any role. The offence is triable by JMFC. Further, no recovery or discovery is pending from the applicant, thus, if the applicant is not released on bail, then he would suffer pretrial conviction. Further, he is ready to abide the conditions which may be imposed by the Hon'ble Court, hence, he request to release her on bail.
3. In pursuance of the notice, Learned APP Shri H.R. Solanki has opposed this application and argued that the applicant/accused is involved in the serious offence. He further submitted that as per F.I.R. police has recovered 250 ltrs. Wash worth Rs.6,250/- from the place of accused. Hence, there is a prima facie case against the applicant. Further, the investigation is pending. Thus, if applicant is granted bail then he may flee away and there are possibilities that he will engage himself in similar type of crime again. Therefore, the Learned A.P.P. has prayed to reject present application.
4. Heard the aforesaid arguments and perused the records. From the record, it transpires that the investigation of the offence against present applicant is practically over and no further recovery/ discovery at instance of applicant is pending. Further, if the applicant is not released on bail, then he would suffer pretrial conviction. Further, looking to the provisions and penal section under which the present applicant is under

custody, it would be appropriate to exercise discretion with stringent conditions in favour of the applicant. Hence, following order is passed in the interest of justice.

:- ORDER :-

- (1) The present application is hereby allowed.
- (2) The present applicant **Mukeshbhai Govaji Thakor** is ordered to be released on regular bail U/s.483 of The Bhartiya Nagarik Suraksha Sanhita in connection with offence punishable under Section 65(F) of Prohibition Act in the crime registered vide C.R. No.11192060260040/2026 with Viramgam Rural Police Station on executing bail/bond of Rs.40,000/- (Rupees Forty Thousand only) with one surety of like amount on the following terms and conditions that they shall:-
 - (i) The Applicant/accused should remain present before the I.O. on every 15th day of each month till filing of the charge-sheet and thereafter he shall remain present before the Ld. Trial Court regularly as and when called for to remain present.
 - (ii) The Applicant/accused shall not tamper with the evidence nor pressurize the witnesses of, the prosecution.
 - (iii) The Applicant/accused shall not involve in any type of another offence.
 - (iv) The Applicant/accused shall furnish his address and mobile number of the applicant and surety before the Ld. Trial Court concerned at the time of execution of bond, and

shall not change the residence or mobile number without prior permission of the court.

(v) The Applicant/accused shall deposit his passport if having and shall deposit the same before the Ld. Trial Court within a week.

(vi) The applicant/accused shall not leave territory of Gujarat without prior permission of trial Court.

(vii) The surety of the applicant/accused shall produce his two photographs at the time of executing the Surety Bond, and these photographs shall not be more than six months' old.

Bail is to be given before the concerned Court where judicial proceeding is pending.

Yadi be sent to the I.O., Ld. Trial Court as well as the Jailer concerned for onward communication to applicant/ accused under intimation to this court.

In case of breach of any of the above conditions is committed, the concerned Trial Court will be free to issue warrant or take appropriate action in the matter. It will be open for the concerned court to delete, modify and/or relax any of the above conditions, in accordance with law.

Signed and pronounced in the open Court on 12th day of March, 2026.

Date : 12/03/2026
Place : Viramgam.

[H. A. Upadhyay]
6th Additional Sessions Judge,
Ahmedabad [Rural] at Viramgam.
[UIC No. GJ00635]