



IN THE COURT OF HON'BLE ADDITIONAL DISTRICT &  
SESSIONS JUDGE, AHMEDBAD [RURAL] AT DHOLKA.

Criminal Misc. Application No.26 of 2026  
(POCSO Case No.17/2024)

Exh.: \_\_\_\_\_

**Jayantibhai @ Deni Karshanbhai Vaghari(Devipujak)**  
[At present in Sabarmati  
Central Jail, Ahmedabad.].

.... Applicant/Accused.

**V e r s u s**

**The State of Gujarat**

....Opponent.

**Subject:An Application seeking for Modification in the Temporary Bail condition.**

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PRESENT:

Applicant-Accused-Party in Person.

Mr. J.C. Patel, Ld. Public Prosecutor for the State.

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**:: O R D E R ::**

1. This application has been preferred by the applicant/accused through the Jailor, Sabarmati Central Jail, Ahmedabad for modification in the temporary bail condition passed in Cr.M.A. No.428/2025 in connection with the FIR Part-A being **C. R. No.11192020220007/2022** registered with **Dholka Town** Police Station for the offences punishable U/s **363, 366, 376(3), 376(2)(n), 323 & 506(2)** of the Indian Penal Code coupled with **Section 4, 5(1), 6 & 8** of the POCSO Act.

2. Heard the applicant/accused as party in person and Ld. Public Prosecutor Mr. J.C. Patel for the State.
3. The applicant/accused submitted that he has been enlarged on temporary bail by this Hon'ble Court vide order passed in Cr.M.A. No.428/2025 dated 26.11.2025 with a condition to furnish surety of Rs.10,000/- alongwith a personal bond of like amount alongwith two police escorts but the applicant is a very poor person and he is not capable to arrange the surety amount and therefore, prayed to modify the temporary bail condition and to release the applicant on personal bond only with Government expenses of police escorts and lastly prayed to allow the present application.
4. *Per-contra*, the Ld. Public Prosecutor for the State has strongly objected the present application and further submitted that the applicant/accused has filed this application for modification in temporary bail order dated 26.11.2025 passed in Cr.M.A. No.428/2025 by this Hon'ble Court on the ground that applicant belongs to very poor family and he is not capable to pay the surety amount but the applicant/accused has committed very serious offence, therefore, the modification is not required and the applicant/accused is not required to be enlarged on temporary bail by considering the criminal antecedents and the seriousness of present offence. It is further submitted that if the temporary bail may be granted to the applicant/accused, there is every possibility to jump out the bail and also will not available at the time of trial and lastly prayed to reject the present application.
5. Having regards to the contentions by the rival parties, it transpires that the applicant/accused has sought modification in temporary bail order

passed by this Court vide order dated 26.11.2025 in Cr.M.A. No.428/2025 on the ground that he is a very poor person and he is not capable to pay the surety amount as well as to bear the police escort expenses and prayed to enlarge on temporary bail on personal bond. Considering the reasons mentioned by the applicant/accused, it is not satisfactory to the Court and prima-facie the applicant/accused is involved in a very serious offence. Therefore, considering the facts and circumstances of the subject matter, this is not a fit case to exercise discretionary power in favour of the present applicant/accused. Hence, in the interest of justice, following order is passed.

**:ORDER:**

- The present **Cri. Misc. Application No.26 of 2026** is hereby **rejected**.
- Necessary Yadi be sent to the concerned authorities.

**Signed & Pronounced in the open Court on this 24 day of March, 2026.**

Date :24/03/2026.  
Place:Ahmedabad.  
P.D. Mishra

**[Naresh Girikant Dave]**  
Additional District & Sessions Judge,  
Ahmedabad (Rural) at Dholka.  
(UIC No.GJ00467.)