



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

Criminal Misc. Application No.27 of 2026

Exh.: _____

Chandubhai Shankarbhai Valmiki

[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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Appearances:-

Applicant-Accused-Party in Person.

Learned Public Prosecutor Mr. J.C. Patel for the Opponent-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.192/2025 in connection with the FIR being **C. R. No. 11192064240526/2024** registered with **Dholka Rural** Police Station for the offences punishable U/s 137(2), 87, 64(2)(I), 64(2)(M), 65(1) of the Bharatiya Nyay Sanhita, 2023 coupled with Section 4, 6, 12 of the POCSO Act.
2. Heard the applicant-accused as party in person and Ld. Public Prosecutor Mr. J.C. Patel for the State on the facts and provisions of law.

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.192/2025 dated 18.10.2025 with a condition to furnish surety of Rs.10,000/- alongwith a personal bond of like amount alongwith two police escorts on depositing the necessary charges for two police escorts. It is further submitted that the applicant is a very poor person and no one in his family to arrange the financial assistance to pay the necessary charges for two police escorts as well as he is not capable to arrange the surety amount and therefore, prayed to modify the temporary bail condition and to release the applicant for 10 days on personal bond only 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 role attributed to the present applicant-accused in the commission of alleged offence and vehemently argued that the applicant-accused has committed very serious offence and involved in the heinous crime. It is further argued that the applicant has filed the present application 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. It is further submitted that applicant/accused has no permanent residents and if he may be enlarged on temporary, there is every possibility to jump out the bail and will not available during the trial of the case. It is further submitted that earlier, the temporary bail of the applicant/accused has been rejected by this Hon'ble Court considering the seriousness and gravity of offence. Therefore,

considering the seriousness and gravity offence as well as also considering the object of enacting the POCSO Act, the present application is required to be rejected.

5. Having regards to the contentions by the rival parties and considering the subject matter of the present case, it transpires that the applicant/accused has sought modification in temporary bail order passed by this Court vide order dated 18.10.2025 in Cr.M.A. No.192/2025 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 for 10 days on personal bond. But, considering the reasons narrated by the applicant-accused, it is not satisfactory to the Court and it does not inspire the confidence of this court to exercise the judicial discretion in favour of the present applicant-accused and therefore, in the interest of justice following order is passed.

:O R D E R:

- The present **Cri. Misc. Application No.27/2026** 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.)