



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

Criminal Misc. Application No.75 of 2026

Exh.:

Applicant/accused : Dharmendrabhai Jesingbhai Chauhan(Ko.  
Patel)  
[At present in Sabarmati  
Central Jail, Ahmedabad.]

V e r s u s

Opponent : The State of Gujarat.

Subject: Application to get Temporary Bail for 30 days.

=====

PRESENT:

Applicant-Accused-Party in Person

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

=====

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

1. This application has been preferred by the applicant-accused through the Jailor, Sabarmati Central Jail, Ahmedabad for granting him temporary bail for a period of 30 days in connection with the FIR being **C. R. No.11192008200113/2020** registered with **Bavla Police Station** for the offences punishable U/s 302, 354 & 450 of the Indian Penal Code.
2. Heard the applicant-accused as party in person and Ld. Public Prosecutor Mr. J.C. Patel for the State.

3. The applicant has submitted that he is in jail since last 6 years. It is further submitted that in his family, there are his old aged father-mother, his wife aged and two minor sons but no one earning member in his family except the applicant and therefore, his family members are facing grave hardships to fulfill daily essentials. It is further submitted that his family members are in urgent need of financial assistance for their livelihood and hence, the applicant has filed the present application to get temporary bail for the period of 30 days. It is further submitted that on earlier occasions, he was enlarged on temporary bail for the limited period and he has never breached any conditions of the bail and after completion of bail period, he has surrendered himself before the concerned authority within time period. It is further submitted that his family are facing grave hardships and if the applicant may be enlarged on temporary bail, he can arrange the financial assistance to his family members, therefore, on the aforesaid humanitarian ground, the applicant-accused has prayed to grant him 30 days temporary bail. It is further submitted that he is ready and willing to abide by all the terms and conditions in the event of he is being released on temporary bail 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 reiterated the facts of the report filed by the I.O. at Exh.2 and role attributed to the present applicant-accused in the commission of alleged offence and vehemently argued that the applicant/accused has sought 30 days temporary/interim bail on the ground to arrange the

financial assistance to his family members but the ground on which the applicant-accused has sought for temporary bail are not satisfactory because, the applicant-accused is having younger brother who can look after his parents and wife of the applicant/accused is residing at her parental home, therefore, there is no need of the applicant/accused to arrange the financial assistance for his family. Further, the applicant/accused has committed very serious offence of murder of daughter of the complainant by inflicting mattock blow. It is further submitted that earlier regular bail applications as well as temporary bail applications of the applicant/accused has been rejected by this Hon'ble Court considering the nature of gravity of offence. It is further submitted that the applicant-accused has committed very serious nature of offence and involved in the heinous crime and therefore, if the applicant-accused may be enlarged on temporary bail, he is likely to jump out the bail and flee away from justice and therefore, prayed to reject the present application.

5. Having regards to the contentions by the rival parties as well as considering the report of the investigating officer and the police papers, it transpires that the ground on which the the applicant-accused sought for temporary bail are not satisfactory because as per the report of the IO, it prima-facie appears that wife of the applicant/accused is residing at her parental home and younger brother of the applicant/accused is available in his family who can arrange the financial assistance of his parents. Further, it also appears from the record that the earlier temporary bail applications of the applicant-accused came to be

rejected by this Court and this fact is required to be considered. Further, the applicant/accused has committed very serious offence of murder of the daughter of the complainant by inflicting mattock blow on her neck and if he may be enlarged on temporary bail, he is likely to put in danger to the complainant as well as prosecution witnesses and evidences and it is also likely to jump out the bail and will not available at the time of trial. Further, the earlier bail applications either regular bail or temporary bail applications have been rejected by considering the seriousness and gravity of the offence. Therefore, considering the seriousness and gravity of offence, 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.75 of 2026** is hereby **rejected**.
- Necessary Yadi be sent to the concerned jail authorities.

**Signed & Pronounced in the open Court on this 24th 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.)