

RECEIVED ON: 30.05.2026

REGISTERED ON:30.05.2026

DECIDED ON : 06.06.2026

DURATION : 06 00 00

DAYS MONTHS YEAR

**IN THE COURT OF HON'BLE PRINCIPAL DISTRICT &
SESSIONS JUDGE, DISTRICT ARVALLI AT MODASA.**

*Criminal Misc.Appli.No.649 of 2026
Exh.*

APPLICANT/ACCUSED:

Prakashbhai Ditiyabhai Palas

Adult, Occupation : Labour

Residence : Chharchhoda, Tal.Barbada, Dist.Dahod.

VERSUS

OPPONENT/RESPONDENT:

The state of Gujarat,

The Notice be serve to the Ld.P.P, Modasa.

APPEARANCES:

1. MR.S.N.AMIN, LD. ADVOCATE FOR THE APPLICANT.
2. MR.V.A.PANDYA, Ld.Ad.P.P. FOR THE STATE.

**REGULAR BAIL APPLICATION FILED UNDER
SECTION 483 OF BHARATIYA NAGRIK
SURAKSHA SANHITA(BNSS).**

J U D G M E N T

- 1 The applicant has filed this application under Section 483 of the Code of BNSS-2023, seeking regular bail in connection with part-A CR.No.0861 of 2020 registered with Modasa rural Station for the offences punishable under Section 454,457, 380 of the IPC.
- 2 At the time of argument, the Ld. Advocate for applicant has submitted that the applicant is an innocent person and he is falsely implicated in the alleged case. It is further submitted that nothing

is recovered or discovered from the applicant/accused and in an undetected offence, the applicant/accused has been arrested to show their work. It is further submitted that co-accused have been released by this court. It is also submitted that by way of labour, the applicant is maintain his family and if he will be kept in jail, his family will suffer a lot hardships. It is submitted that the applicant is residing at the address mentioned in the cause title of this application so, he will not run away from the trial. It is submitted that the applicant is ready and willing to abide by any conditions to be imposed upon him. Therefore, the application is requested to be granted.

- 3 Ld.Prosecutor has argued that it is alleged that in collusion with each other, the accused/applicant and co-accused entered in the office of the complainant and theft Rs.5,63,497, 2-cheque books, bills and other documents and committed offence. It is further submitted that, on perusal of the Police papers, it reveals that the accused has criminal antecedent as other similar offence is registered against him. Therefore, considering the allegations and nature of offence and also the criminal antecedent, the present application for bail, deserves to be rejected.
- 4 I have heard the Ld.advocates for the respective parties, gone through all the investigation papers and affidavit Ex.6 sworn by concerned Investigation Officer. It appears from the police papers that the Applicant/accused is not named in the FIR, no recovery or discovery from the present applicant/accused. Considering above discussion and the ratio laid down by the Hon'ble Apex Court in the case of Sanjay Chandra Vs CBI, reported in the (2012) S.C.C 40 and in the case of Satindar Kumar Antil Vs. CBI reported in (2012) 1 S.C.C 51, and also considering the fact that

applicant/accused is in judicial custody since 25/05/2026, I passed following final order:

: ORDER :

- 1 The Application under Section 483 of the Bharatiya Nagrik Suraksha Sanhita (BNSS), filed by the applicant is hereby stands allowed and ordered to be released on bail with following conditions:-

CONDITIONS :-

- 1] The applicant shall furnish a bond of Rs.50,000/- (Rupees Fifty Thousand Only) with his recent self-attested Photograph and one surety to the satisfaction of the concerned trial Court;
- 2] The applicant shall not take undue advantage of his liberty or abuse his liberty;
- 3] The applicant shall not act in a manner injuries to the interest of the prosecution;
- 4] The applicant shall furnish the UID Aadhar details, mobile numbers, address of residence along with residence proof to the Investigating Officer and also to the Court at the time of execution of the bond and shall not change the residence without prior permission of the Court;
- 5] The applicant shall not temper with the evidence and not make any hurdle in trial proceeding;
- 6] The applicant shall surrender his passport, if any, in the concerned Court within a week otherwise file an affidavit on this effect.

- 7] The applicant shall not leave India without prior permission of this Court.

Signed and Pronounced in the open Court on this 6th day of June, 2026.

DATE: 06/06/2026

PLACE: MODASA

(Rajkumar Ramsinh Chaudhary)

Sessions Judge

Arvalli at Modasa

CODE NO.GJ01512

MMK