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

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Criminal Misc.Appli.No.356 of 2026
Exh.

APPLICANTS/ACCUSED:

- 1 Rameshbhai Lalubhai Taral
Adult, Occupation : -
- 2 Jivabhai Lalubhai Taral
Adult, Occupation : -
- 3 Ajitbhai Shankarbhai Taral
Adult, Occupation : -
- 4 Rumalbhai @ Kantibhai Kadvabhai Kharadi
Adult, Occupation : -
- 5 Jigneshbhai @ Jagdishbhai Rumalbhai @ Kantibhai Kadvabhai
Kharadi
Adult, Occupation : -
- 6 Jayantibhai Jivabhai Kharadi
Adult, Occupation : -
- 7 Vimalbhai Khatubhai Bhagora
Adult, Occupation : -
- 8 Rajeshkumar Vimalbhai Bhagora
Adult, Occupation : -
All residence : Galisimro, Tal.Bhiloda (Shamlaji), Dist.Arvalli.

VERSUS

OPPONENT/RESPONDENT:

The state of Gujarat,
The Notice be serve to the Ld.P.P, Modasa.

APPEARANCES:

1. MR.N.S.KHANT, LD. ADVOCATE FOR THE APPLICANT.
2. MR.D.S.PATEL, Ld.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 applicants have filed this application under Section 483 of the Code of BNSS-2023, seeking regular bail in connection with Part-A CR No.0291 of 2024, registered with Shamlaji Police Station, for the offences punishable under Sections 341, 143, 147, 148,149, 452, 436, 504, 506(2),120B of the IPC and under sections 135 of the G.P.Act.
- 2 The Notice was issued to other side. Ld.P.P., representing the State, has appeared before the Court and filed affidavit of Investigating Officer vide Ex.6 to resist the present application.
- 3 I have heard Ld.advocate for the applicant/accused and also heard Ld.P.P appeared on behalf of the state.
- 4 At the time of argument, the Ld. Advocate for applicants has submitted that, they have not committed any offences as alleged in the FIR and that the applicants are an innocent person and he is falsely implicated in the alleged case. It is further submitted that, nothing is required to be recovered or discovered from the applicants. It is also submitted that co-accused No.24 and 25 have been released on bail by the Hon'ble High Court on regular bail in R/criminal Misc.Application(for Regular Bail-before charge-sheet) No.22518 of 2024 (on-line copy is annexed). Ld.advocate therefore claimed parity. It is also submitted that the

applicants are residing at the address mentioned in the cause title of this application so, they will not run away from the trial. It is submitted that the applicants are ready and willing to abide by any conditions to be imposed upon them. Therefore, the application is requested to be granted.

- 5 The learned prosecutor has argued that, as alleged in the FIR, that 33 people keeping grievance of murder of one Chhotabhai @ Ramesh, in connection of a land dispute, with common intention formed unlawful assembly and armed with deadly weapons sprinkled inflammable substance and set ablaze five houses of complainant and committed offence. Ld.PP further submitted that considering the allegation leveled against the accused, the present application for bail, deserves to be rejected.
- 6 I have gone through the application, FIR lodged for this offence and all the investigation papers and affidavit sworn by concerned Investigation Officer.
- 7 I have heard the Ld. Advocates for the respective parties. I have perused the relevant case papers and the affidavit Exh.6, filed by the investigating officer besides hearing the Ld.advocates of respective parties. It is alleged in the FIR that 33 people keeping grievance of murder of one Chhotabhai @ Ramesh, in connection of a land dispute, with common intention formed unlawful assembly and armed with deadly weapons sprinkled inflammable substance and set ablaze five houses of complainant and committed offence. On perusal of police papers, investigation is almost over and it is not submitted that any recovery or discovery is required to be

made from the applicant/accused. It is also fact that the Hon'ble High Court of Gujarat has released the co-accused in Criminal Misc.Application (For regular bail-before chargesheet) No.22518 of 2024 and this court in Criminal Misc.Application No.600 of 2025 (on-line copies are annexed). Therefore the rule of parity would be applicable qua the present applicant also. In view of the fact that the applicant would remain present before the Court during the Trial, the co-accused have been released on bail by the Hon'ble High Court and nature and gravity of the offence, this is a fit case to release the applicants on bail. In view of the aforesaid, I pass the following 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 applicants shall furnish a bond of Rs.15,000/- (Rupees Fifteen Thousand Only) each with their recent self-attested Photograph and one surety to the satisfaction of the concerned trial Court;
- 2] The applicants shall not take undue advantage of his liberty or abuse their liberty;
- 3] The applicants shall not act in a manner injuries to the interest of the prosecution;
- 4] The applicants 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 applicants shall not temper with the evidence and not make any hurdle in trial proceeding;
- 6] The applicants shall surrender their passport, if any, in the concerned Court within a week otherwise file an affidavit on this effect.
- 7] The applicants shall not leave the State of Gujarat without the prior permission of this Court.

Signed and Pronounced in the open Court on this **17th day of March, 2026.**

DATE: 17/03/2026
PLACE: MODASA

(Mrs.Asha Nileshkumar Anjaria)
Sessions Judge
Arvalli at Modasa
CODE NO.GJ00348

MMK