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DECIDED ON : 08.06.2026
DURATION : 04 00 00
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**COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE,
DISTRICT ARVALLI AT MODASA.**

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***Criminal Misc.Appli.No.669 of 2026
Exh.07***

APPLICANT/ACCUSED:

Prakashbhai Ratnabhai Damor

Adult, Occupation : Service

Residence : Rajpur (Ramgadhi), Tal.Meghraj, Dist.Arvali.

VERSUS

OPPONENT/RESPONDENT:

The state of Gujarat,

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

APPEARANCES:

1. MR.L.N.BIHOLA, LD. ADVOCATE FOR THE APPLICANT.
2. MR.D.S.PATEL, Ld.P.P. FOR THE STATE.

**INTERIM 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 BNSS-2023, seeking interim bail in connection with Part-C CR.No.11188007250146 of 2025, registered with Meghraj Police Station for the offences punishable under Sections 103(1), 109(1), 54 and 60(A) of the BNS.

[2] The Notice was issued to the other side. Ld.P.P. D.S.Patel, has appeared on behalf of the opponent-State. The Investigating Officer vide Ex.6 has filed affidavit and resisted the present application.

[3] Ld. Adv. Mr.L.N.Bihola for the applicant-accused submitted that the applicant is the only son of his parents and has two married sisters. That the applicant's father has to undergo lung operation and requires care before and after this complicated surgery. The applicant's mother is elderly and unable to look after him therefore, during the operation procedure, the applicant's presence is necessary. It is submitted that the medical diagnosis of the doctor is produced which clearly states that left upper lobectomy is required to be done. Ld.advocate therefore submitted that the applicant is ready to abide by any conditions imposed by this Court and prayed that the application for interim bail for the period from 5.06.2026 to 5.07.2026 be granted.

[4] The Ld. P.P. has submitted that the applicant-accused has committed murder in a gruesome manner. It is further submitted that if the applicant-accused is released on bail then he would abscond and would also threaten the witnesses thereby tampering with the prosecution evidence. It is further submitted that there are two daughters who can take care of the applicant-accused's father and being daughters there is no reason to believe that they will not do so. Thus, in view of the gravity of the heinous offence, the present interim bail application is required to be rejected.

[5] I have heard the Ld. Counsels for the respective parties, gone through material produced by the applicant and all the

investigation papers as well as affidavit Ex.6 sworn by concerned Investigation Officer. As per the FIR it is alleged against the applicant-accused that after the celebration of the festival of Dhuleti, when the complainant, his uncle Jivabhai Pratapbhai Damor, Alpeshbhai Hajurbhai Damor, and Shaileshbhai Babubhai Damor of their village were waiting to be picked up by the brother of the complainant as they had informed him on phone, at that time their relative Prakashbhai Ratnabhai Damor, approached from the direction of the Bhutiya Kundi road, driving his Maruti Eeco car bearing registration number **GJ-35-B-0804** at a high speed. He was harboring a clear intention to kill us, so he deliberately steered the vehicle towards the roadside where the complainant and others were waiting and rammed the car into us. The applicant -accused hit the complainant's uncle Jivabhai Pratapbhai Damor with the vehicle, running him over. As Alpeshbhai Hajurbhai Damor and the complainant were standing in close proximity to their uncle, they managed to save themselves by jumping out of the way. Thereafter, the applicant-accused reversed his vehicle and deliberately ran the car over Jivabhai Pratapbhai Damor, once again. As a result, Jivabhai Pratapbhai Damor became entangled in the front bumper of the car and was dragged towards the nearby intersection on the Bhutiya Kundi road. Even at that location, the accused repeatedly drove the vehicle forward and backward, intentionally crushing Jivabhai Pratapbhai Damor under the tires, with the explicit intent to murder him. Following the commission of this act, the accused fled the scene, driving his vehicle towards Bhutiya Kundi. Thus the applicant-accused has committed the offence of murder in a cruel manner.

[6] Though both the daughters i.e sisters of the present applicant-accused they can very well take care of the applicant-accused for one week along with support of their husband. Keeping in view of the nature of the offence and the fact that appears from offence that the applicant-accused is a headstrong person, there is strong possibility that the applicant-accused would abscond and trial would be delayed. Hence, as per aforesaid discussion following final order is passed. the present interim bail application.

FINAL ORDER

The Application filed by the applicant is hereby rejected.

Signed and Pronounced in the open Court on this **8th day of June, 2026.**

DATE: 08/06/2026
PLACE: MODASA

(Rajkumar Ramsinh Chaudhary)
Sessions Judge
Arvalli at Modasa
CODE NO.GJ01512

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