

GJBN010012432026



Received on : 11.03.2026
Registered on: 11.03.2026
Decided on : 17.03.2026
Duration : DD MM YY
06- 00- 00

**IN THE COURT OF 4TH ADDITIONAL SESSIONS JUDGE
BHAVNAGAR.**

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Criminal Misc. Application No.466 of 2026
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EXH.NO -

Applicant. : Sakirbhai Alarakhbhai Sora,

Aged, 22 years, Occu : Private Service,

Residing at : Vadva Madhiya Fali, A/12,
Fourth Floor, Hajiyani Mariyam Flat,
Bhavnagar.

(Presently in Judicial Custody at Bhavnagar
Jail)

Vs.

Opponents. : 1. The state of Gujarat.

**: 2. Vasantben W/o.Nareshbhai Kareliya,
(Original complainant)**

Residing at : Junu Shivnagar, Near Kach
Mandir, Block No.47, Bhavnagar.

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**Application for Regular bail under Section 483 of the
B.N.S.S, 2023.**
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APPEARANCE:

Ld. Advocate for the applicant. : Mr. P.P.Jadeja,
Learned A.P.P. for the State. : Mr. S.S.Bhatt.

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:: J U D G M E N T ::

[1.0] This application is filed by the applicant under Section 483 of the B.N.S.S. for regular bail in connection with F.I.R. registered as **C.R. No.11198068220526/2022** with **Bharatnagar Police Station, Bhavnagar** for the offence punishable under **Sections 363, 366, 376(2)(N) of Indian Penal Code and Sections 3(1)(W)(I), 3(2)(5), 3(2)(V-A) of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989.**

[2.0] It is submitted by the Id. Advocate for the applicant that the applicant is facing the case as alleged in the FIR vide POCSO Case No.46/2022 which is pending before this Sessions Court, Bhavnagar. Id. Advocate further submits that applicant is labourer and misconception with regard to the date of the adjournment, the applicant is not able to remain present before the Id. Court and therefore, the Id. Court was pleased to issue warrant against the applicant and in furtherance of the said warrant the applicant was present before the Id. Court and the Id.Court sent him in judicial custody on 10.02.2026. Therefore, at present, the applicant is in judicial custody since 10.02.2026. Hence, this application seeking bail has been filed.

[3.0] It is further submitted that, the applicant shall henceforth, remain present regularly and shall not take undue liberty granted to him. It is further submitted that, the absence of the applicant was not deliberate and the applicant undertake to scrupulously abide by any or all conditions that may be imposed by this Court. Hence, present application may kindly

be allowed. It is further submitted that, earlier the present applicant was granted bail. Therefore, in view of the above facts and circumstances of the case, present bail application may kindly be allowed.

[4.0] Per contra Id. A.P.P. appearing for the State submits that, the applicant has misused the liberty granted to him and not remained present before the Id. Court for long time. It is further submitted that if he is enlarged on bail, there is possibility that he may likely to flee away from trial. Therefore, present application may be rejected.

[5.0] The Notice has been served to the original complainant, which is produced on record but she did not remain present before the Court and has not filed written objections.

[6.0] Having heard Id. Advocates for the either sides and taking into account the fact that, arrest warrant was issued against the applicant owing to his absence during the trial and on present before the Id. Court, he was taken into judicial custody on 10.02.2026. It is further appears from the perusal of submissions that the absence of the applicant during trial was mainly due to misconception of the date of the trial. Further herein this case Id. Advocate for the applicant has given an undertaking that the applicant shall henceforth remain present for trial regularly. Therefore, taking into the account the fact that applicant was earlier released on bail in respect of the present case and at present, the applicant is in judicial custody owing to arrest warrant issued by the Id.Court, this Court is of

the view that, it would be appropriate to release the applicant on bail subject to certain conditions. Hence, the following final order is passed.

-: ORDER :-

The present bail application is allowed and applicant **Sakirbhai Alarakhbhai Sora**, is hereby ordered to be released on bail in connection with the offence registered before **Bharatnagar Police Station, Bhavnagar** vide **C.R. No.11198068220526/2022 (POCSO Case No.46/2022)** with **Palitana Town Police Station, Bhavnagar**, for offences punishable under for the offence punishable under **Sections 363, 366, 376(2)(N) of Indian Penal Code and Sections 3(1)(W)(I), 3(2)(5), 3(2)(V-A) of Schedule Castes and Schedule Tribes (Prevention of Atrocities) Act, 1989.**, upon executing a personal bond of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with one surety of the like amount subject to the conditions that the applicant:

- a) Shall deposit a cash amount of **Rs.25,000/-** before this Court.
- b) Shall deposit a sum of **Rs.500/-** as penalty before this Court.
- c) Shall remain present before the concerned Court for trial regularly.
- d) Shall henceforth continue to scrupulously follow the conditions imposed in regular bail;
- e) shall not cause delay in trial proceedings in any manner.

f) shall furnish details of his present and permanent address alongwith authentic proof within seven days from the date of his release.

Bail bond executed before concerned Court.

Pronounced today in open Court on this **17th day of March, 2026.**

Date : 17.03.2026 **(JIGNESH GIRISHBHAI DAMODRA)**
4th Additional Sessions Judge,
Place : Bhavnagar Bhavnagar
Unique ID Code No.GJ00996
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