



सत्यमेव जयते

IN THE COURT OF HON'BLE ADDITIONAL DISTRICT
AND SESSIONS JUDGE, COURT No:03, AT: DAHOD.

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CRIMINAL MISC. APPLICATION NO. 221 OF 2026.

Applicant :

1. Kailashbhai Maganbhai Mavi,

Aged : 32 years, Occupation: Driving,
Residing at : Rathodi, Vandariya Faliyu,
Ta:Kathiwada, Dist:Alirajpur (MP).

(At present accused in judicial custody @
Sub-Jail, Dahod)

Versus

Opponent :

1. The State of Gujarat

FOR Applicant : Ld. Advo. : Mr. R.B. Mohaniya.
FOR Respondent : Ld. DGP : Mr. A.K. Parikh.

Order below Regular Bail Application

[1] Present application has been preferred by the applicant-accused seeking regular bail for the alleged commission of the offence registered at Garbada Police Station vide FIR No: 11821024260249/2026 punishable u/s 65(e), 81, 98(2), 116-B of the Gujarat Prohibition Act.

[2] In brief, the allegations against the applicant-accused as per the complaint are such that on Dt:18-02-2026 while the complainant alongwith other police personnel were on patrolling-duty at the police station area, they received tip off that, one tractor-trolley of Mahindra make without number plate is about to pass through carrying IMFL and hence they secured two panchas and intercepted the vehicle and upon checking the vehicle in

presence of two panchas, they found total:-
50-cartoon having total:1200 bottles/tin
of IMFL of various brands having value of
Rs.2,28,000/- which were concealed beneath
the sand in trolley of tractor and also
seized 1-mobile phone having value of
Rs.3,000/- and the vehicle having value of
Rs.4,00,000/- which having total value of
Rs.6,31,000/- and arrested applicant-
accused from the spot. Hence, the FIR came
to be registered under above mentioned
sections.

[3] Learned advocate for the accused-
applicant has stated that the accused has
not committed any alleged offence. Further,
it is submitted that the accused-applicant
is falsely implicated in the alleged
offence. Subsequently, there is no prima

facie case against the applicant. It is further argued that the muddamal has already been recovered by the police and hence, there is no likelihood of any further recovery of any muddamal. It is submitted that, the applicant are permanently residing at the given address and hence, if he would be released on bail, he is not likely to abscond. Therefore, it has been urged to release applicant on regular bail.

[4] The Ld. DGP appearing for the State has strongly opposed the present bail application and submitted that if the applicant is enlarged on bail then there is likelihood of repetition of the offence. He further argued that, considering the

huge quantity of the IMFL, application should not be allowed. The investigation is in its nascent stage and hence, he has prayed to reject the bail application.

[5] I have heard the rival submissions of the Learned Advocate for the applicant as well as Learned APP for the State and perused the entire record alongwith affidavit of the I.O. It reveals that the applicant-accused was arrested from the spot and produced before learned JMFC Court and at present, he is in judicial custody.

[6] As per the record, the investigation is in its nascent stage and charge-sheet is yet to be filed. Considering the role of the applicant in the crime as per the FIR, it can be said that the applicant if

released on bail, may try to tamper or hamper with evidences or may try to influence the witnesses. Considering the facts as discussed above, the present application does not appear to be fit to exercise the discretion in favour of the applicant to release him on regular bail. Accordingly, the following order is passed.

:: O R D E R ::

[1] The application filed by the applicant-accused [1] Kailashbhai Maganbhai Mavi, for regular bail is hereby rejected.

Pronounced and declared in open Court on this 6th day of March, 2026.

Place: Dahod.
Dt:06-03-2026

[Sandipsinh G. Dodiya]
UIC No:GJ00902
3rd Addl. District & Sessions Judge,
Dahod.