

**IN THE COURT OF THE SESSIONS JUDGE**

**AT : GANDHINAGAR**

**CRIMINAL MISC. APPLICATION NO.370 OF 2026**

**Exh.: 8** \_\_\_\_\_

**Applicant :**

1. Dilipkumar Fatesinh Thakor  
Age : 46, Occupation : Social Service & Agriculture,  
Address : Village : Vadodara,  
Taluka & District : Gandhinagar.

**Versus**

**Opponent :**

1. State of Gujarat

**Appearance :**

- Mr.J.M.Thakor : Learned Advocate for the applicant  
Mr.H.N.Raval : Learned PP for opponent-State  
Mr.M.P.Patel : Learned Advocate for the complainant

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

[1] The present application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, is filed by the applicant, seeking regular bail in connection with FIR bearing C.R. No.11216006260056 of 2026 registered with Chiloda Police Station, for the offence under Section 115(2), 118(1), 331(6), 351(3), 352, 324(5), 189(2), 189(4), 190, 191(2) and 54 of The Bharatiya Nyaya Sanhita, 2023 and Section 135 of the Gujarat Police Act.

[2] The case of the prosecution, in nutshell, is that the applicant and co-accused had entered into the house of

witness Gandabhai with wooden stick and scythe etc. by breaking door of the house and assaulted the complainant and witness with kicks-fists and with wooden stick and thereby, caused injuries to them and caused damage to the household goods and also entered into the house of witness Ambalal Punjiram by breaking door and damage to the household goods, thereby, committed the offence.

- [3] The notice was issued to other side. Learned PP representing the State, has appeared before the court. The I.O. has submitted objections vide Ex.5.
- [4] Complainant has appeared through his advocate and filed objection application vide Exh.7.
- [5] At the time of arguments, learned advocate for the applicant has submitted that the applicant is innocent, and falsely involved in the case. There is no specific allegation against the present applicant as alleged in the FIR. There is no prima facie case against the applicant punishable with the death or imprisonment for life as the applicant has not caused injury to any of the witness. Applicant is a Sarpanch of village Vadodara. He is also a Vice-Chairman of Gandhinagar Agri. Produce Market Committee. Applicant is also a leading worker of Bharatiya Janta Party and hence his name is wrongfully

involved in this case. Applicant is in judicial custody and if he is not enlarged on bail, his career would be in vain. On the day of incident, applicant's relative girl was feeding her baby child in the car and hence she was assaulted on chastity of girl and hence the PCR van arrived at the place and in van the applicant and girl went to police station Chiloda. Complaint was registered at 17:45 and then after returned back by walk. When they reached the village Chiloda the PCR van was present in the village and the crowd was scattered. But the applicant being the social worker, he has been implicated in the alleged crime. Injured person was primarily treated by the Civil Hospital, Gandhinagar as outdoor patient. Even as per the version of the complainant, they were discharged after O.P.D. treatment. Co-accused have already been released on regular bail by the Hon'ble Sessions Court. The allegations against the present applicant are similar/ on a lesser footing. Hence, on the principle of parity, the applicant deserves the regular bail. The applicant is ready and willing to abide by any conditions to be imposed upon him. Learned advocate for the applicant has prayed to allow the application.

- [6] While opposing the bail application, it is contended by learned PP that there is *prima facie* case against the applicant. The applicant and co-accused illegally entered

into the house of witnesses and assaulted the complainant and witnesses with wooden sticks and other weapons and they have caused damage of about Rs.1,80,000/- in the house of complainant/witnesses, cash amount Rs.1,40,000/- and the muddamal gold etc., stolen from the house of witnesses is yet to be recovered. If the applicant would be enlarged on bail, there would be problem of law and order. If the applicant would be released on bail, he will tamper with the evidence and threaten the witnesses and will flee away from trial and there will be no deterrent effect on the society. So, the application is required to be rejected.

[7] After considering rival submissions, this court has considered that the applicant is in custody since 04.03.2026 and the life of complainant is out of danger. Further, the co-accused have been enlarged on bail by this court vide orders passed in CRMA Nos.168/2026, 172/2026, 189/2026, 195/2026, 210/2026, 235/2026 and 312/2026. The offence is triable by the court of learned Judicial Magistrate First Class and the punishment for the offence is not life imprisonment or death penalty. Therefore, considering facts and circumstances of the present case, I am of the view that the application is required to be allowed. Hence, following order is passed:

**ORDER**

The application under Section 483 of The Bharatiya

Nagrik Suraksha Sanhita filed by the applicant in connection with FIR bearing C.R. No. 11216006260056 of 2026 registered with Chiloda Police Station, hereby stands allowed with following conditions:-

**CONDITIONS** :-

- 1] The applicant namely Dilipkumar Fatesinh Thakor shall furnish fresh personal bond of Rs.20,000/- (Rupees Twenty Thousand only) with his recent self-attested photograph and one surety to the satisfaction of the Trial Court;
- 2] The applicant shall give co-operation to the Investigating Agency and shall keep himself present as and when he is required by the Investigating Agency for interrogation or investigation purposes;
- 3] The applicant shall not give any threat, inducement or any coercion to the prosecution witnesses or any other person who is directly or indirectly with the case;
- 4] The applicant shall not leave the territory of Gujarat State, without prior permission of the Court, till filing of charge-sheet and after filing of charge-sheet, the applicant shall not leave the territory of India, without prior permission of the Court, till trial is over;
- 5] The applicant shall mark his presence in the concerned police station between 1st to 5th Day of every English Calendar Month, till the charge-sheet is filed;
- 6] The applicant shall regularly remain present during the trial and co-operate the Honourable Court to complete the trial for the above offence;
- 7] The applicant shall surrender his passport, if any, to

the Investigating Officer of concerned Police Station and, if he do not possess any passport, then he shall file affidavit to that effect, before the Investigating Officer;

- 8] The applicant shall furnish address of his residence, and mobile number at the time of execution of the bond, and shall not change the residence, and the mobile number without prior permission of this Court, till trial is over;

If breach of any of the above conditions is committed, the bail would be cancelled automatically.

Signed and Pronounced in open Court on 9<sup>th</sup> day of March, 2026.

Date : 09.03.2026  
Place: Gandhinagar

**[ASHISH J.S. MALHOTRA]**  
**GJ01504**  
**SESSIONS JUDGE**  
**GANDHINAGAR**

/pbshah/



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