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GJJN200002402026			0	0	6

**IN THE COURT OF 4th ADDITIONAL SESSIONS JUDGE,
VISAVADAR.**

Criminal Misc. Application No. 107/2026

Exh. :

Applicant: **Rahulnath Lakhannath Dangar**
Age: 24 years,
Resident: Parab Road,
Behind G.E.B., Bhesan,
District Junagadh.
(At present at District Prison, Junagadh)

Versus

Opponent: **The State of Gujarat**
Summons through,
District Government Pleader,
Court Building, Visavadar.

Sub. : Temporary Bail Application.

(Bhesan Police Station Crime Registration No.
112030072400269/2024 under section 103(1), 125(a), 115(2),
352 and 54 of B.N.S. and
Section 135 of G.P. Act)

Appearances:-

Applicant him self.

Ld. A.G.P. Mr.V.N.Madhak for the Opponent.

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

1. This application is submitted by the applicant through District Prison Junagadh. District Prison has submitted this application by its O.W. No. UTP/1031/2026/1979, dated 24/05/2026. Applicant has prayed to release him on temporary bail for a period of 20 days.

2. It is stated by the applicant that the financial condition of his family is extremely weak and has deteriorated significantly; that the applicant is the sole earning member of the family, and there is no other person available to support the household financially; that his father is aged and incapable of earning any livelihood. Though the applicant has one brother, he resides separately from the family. It is further submitted that the applicant has remained in jail for a considerable period, due to which the family's financial condition has become extremely weak. Therefore, with a view to improving and stabilizing the economic condition of his family, the applicant has prayed for grant of temporary bail for a period of 20 days.

3. The brief case of the prosecution's case, in a nutshell, is

that due to a prior dispute arising from the alleged running away of the complainant's major daughter with the son of the accused no.2, a quarrel took place on 09.07.2024. It is alleged that the present applicant and other co-accused formed an unlawful assembly and assaulted the complainant side with loose bricks and stones, causing injuries to several persons. The present applicant/accused has given blow of a stick to the deceased. During the incident, the complainant's father, Muljibhai Gandubhai Solanki, sustained injuries and subsequently died. On these allegations, the present offence came to be registered against the applicant and other co-accused persons.

4. The notice was issued to the other side. Ld.A.G.P. representing the State, has appeared before this Court, and filed the affidavit of Investigating Officer vide Exh.- 3 to resist the application.

5. At the time of arguments, applicant himself remained present through Video Conference and submitted that his financial condition is weak and will earn his livelihood through labour work and shall help economically to his family.

6. The learned A.P.P. for the State opposed the application and submitted that, although the applicant's brother resides

separately, he is available and capable of providing financial assistance to the family. It is further argued that the applicant has failed to explain how the economic condition of his family would substantially improve within a short period of 20 days. It is therefore contended that the present application is devoid of merit and has been filed on untenable and baseless grounds.

7. I have heard the applicant/accused via Video Conference. Heard Ld. A.G.P. for the State. I have also gone through the affidavit of Investigating Officer vide Exh.-3.

8. Having considered the submissions advanced by the applicant/accused learned Ad.P.P. for the state and upon perusal of the record and specifically an endorsement of i/c. criminal superintendent of this court below the said application, it reveals that earlier the applicant has filed regular bail application vide Cr.M.A. No.119/2024 before charge sheet and after charge sheet filed regular bail application vide Cr.M.A. No. 144/2024 & Cr.M.A. 22/2025 and filed temporary bail application vide Cr.M.A. No.131/2025. All these bail applications came to be rejected by this court. The applicant has also filed bail applications before Hon'ble High Court of Gujarat vide Cr.M.A. No. 16171/2024, 22113/2024 & 16908/2025. All these

applications were withdrawn by the applicant. As per the direction of the Hon'ble Gujarat High Court, every such application of bail must have specifically declare all previous proceedings with its order. The present applicant/accused had neither specify or declare the previous application nor had produce the copy of the same. Thus the applicant has not approached this Court with clean hands and has failed to disclose material facts relevant to the above bail applications. As such, it appears that an attempt has been made to keep the Court in the dark.

9. Moreover the ground urged by the applicant for seeking temporary bail is not convincing. The applicant has sought temporary bail for a period of 20 days on the premise of improving the financial condition of his family. However, it is difficult to accept that the economic condition of a family can be substantially improved within such a short period by labour work. Moreover, the father of the present applicant/accused is one of the co-accused in this crime and is on bail. The father of the present applicant remain present before this court in all dates. This court has no reason to believe that this co-accused is unable to work or make necessary arrangement for the family. Moreover

all the other family members of the present applicant/accused are on bail in the present case. Hence this court has no reason to accept the submission of the accused that he is the only person who can economically help the family.

10. Moreover, the record reveals that the applicant has been repeatedly filing regular and temporary bail applications on one ground or another. Such conduct indicates a tendency to invoke the jurisdiction of the Court on untenable grounds, resulting in unnecessary consumption of valuable judicial time.

11. In the aforesaid circumstances, this Court is of the opinion that the present application is devoid of merit and deserves to be rejected with cost. Hence following final order is passed below this application.

∴ ORDER ∴

1. The application, preferred by the applicant-accused, **Rahulnath Lakhannath Dangar** for temporary bail under Section 483 of B.N.S.S. in connection with the offence registered with Bhesan Police Station Cr.Reg.No. 112030072400269/2024 is hereby **rejected with cost of Rs.500/- (Five Hundred only)** on first instance to be deposited with the District Legal Services Authority, Junagadh within a period of 15 days.
2. A copy of this order shall be forwarded by e-mail/mail to

the concerned jail authority forthwith for information and to intimate the accused.

Signed and pronounced in the open Court, today on this
03rd day of June, 2026.

Date : 03/06/2026.
Place: Visavadar.

(Hetalkumar Vinodray Joshi)
4th Additional District &
Sessions Judge,
Visavadar.
[Code No:GJ00599]