

GJJN210002052026



Received On : 09/03/2026

Registered On :09/03/2026

Decided On : 20/03/2026

Duration YY-MM-DD

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IN THE COURT OF 2<sup>nd</sup> ADDITIONAL SESSIONS JUDGE,  
KESHOD, DIST. JUNAGADH.

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Ex.-06

**Criminal Misc. Application No. 80 of 2026**

**Applicant/accused Ashraf Kalekha Guladi,**

**person:-**

Aged Abt.: 25, Occupation: Driving,

Religion: Muslim,

R/o. Nr, Shahigra Oil Mill, Gadu,

Tal. Malia-Hatina,

Dist. Junagadh,

**(At present : Judicial custody)**

**V E R S U S**

**Opponent:-**

**THE STATE OF GUJARAT.**

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**Application U/s. 483 of B.N.S.S. 2023 for Regular Bail.**

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**APPEARANCE:**

Ld. Advocate for the Applicant. : Mr. R.V.Bhargariya.

Ld. A.P.P. for the opponent State. : Mr. A.M.Parekh.

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

1. The present application is preferred by the applicant/accused person under section 483 of the B.N.S.S. 2023 for releasing him on regular bail in connection with Chorvad Police Station vide Cri. Reg. No.11203012260054/2026 for the offences punishable u/s. 310(2), 115(2) and 296(B) of B.N.S,2023 and u/s. 135(1) of G.P.Act.
2. This is case of group assault on the complainant by seven accused. The complainant was grievously hurt and his golden chain was also snatched by the accused in this incident. This case prima facies seems to be of communalism.
3. Heard Ld. Advocate for the applicant would submit that considering the role attributed to the applicant, and nature of the allegation levelled, the applicant may be enlarged on regular bail. The applicant innocent by falsely implicated in this case; that Police has unnecessarily inserted penal sections of dacoity in this case, in fact this is only case of assault and hurt; that the co-accused have been granted regular bail and the applicant seeks benefits of principle of parity. It is further submitted that no useful purpose would be served by keeping the applicant in jail for indefinite period. It is further contended that the applicant is ready

and willing to abide by all the conditions that may be imposed by this Court if released on bail.

4. As against the same, Ld. A.P.P. appearing for the respondent-State has vehemently objected to the grant of regular bail. Further Ld. APP has submitted that looking to the nature of offence and the role attributed to the present applicant, this Court may not exercise the discretion in favour of the applicant and the application may be dismissed.

Perused the affidavit of I.O. at Exh.05.

5. Heard Ld. Advocates appearing for the respective parties and perused the papers.
6. Having regard to the facts of this case, in order to decide this regular bail application u/S. 483 of the B.N.S.S. 2023, established principles as to bail have been taken into consideration. As per the aggrieved version in the complaint, there were total 07 person who assaulted and beat him up but Police has yet not identified four accused, so investigation is under the way. The applicant is a person who started affray so he must be knowing that four persons who came in gang-up in support of him and yet not identified. If we see role attributed to the applicant, he assaulted the complainant and snatched the golden chain worn by the complainant. Till this date, stolen golden

chain has not been recovered. The Applicant has past Criminal record and therefore there are all likelihood that he may indulged in similar criminal activity. His case does not fall under the aspect of parity principle and and I am not incline to grant regular bail to the accused at this stage. Hence, I pass following Order :

**::: O R D E R :::**

This Criminal Misc. (Reg. Bail) Application No.80 of 2026 stands **Rejected**.

*Pronounced in the open Court today, this 20<sup>th</sup> day of March, 2026.*

Place: Keshod.  
Date : 20-03-2026.

[ Harsh Balkrishna Trivedi ]  
I/c. 2<sup>nd</sup> Additional Sessions Judge,  
Keshod, Dist. Junagadh.  
[UIC No. GJ-00576

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