

GJJN210004542026



Received On : 05/06/2026

Registered On : 05/05/2026

Decided On : 11/06/2026

Duration YY-MM-DD

00 – 00 -06

IN THE COURT OF ADDITIONAL SESSIONS JUDGE,
KESHOD, DIST. JUNAGADH.

Ex.-08

Criminal Misc. Application No. 220 of 2026

Applicant/accused person:- **Sumit Mohanbhai Sagarka,**
Aged Abt.: 19, Occupation: Agriculture,
Religion: Hindu,
R/o. Chorvad vadi-vistar,
Tal. Malia-Hatina,
Dist. Junagadh.
(At present : Judicial custody)

V E R S U S

Opponent:- THE STATE OF GUJARAT.

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

APPEARANCE:

Ld. Advocate for the Applicant. : Mr. Y.M.Thakor.

Ld. A.P.P. for the opponent State. : Mr. N.K.Purohit.

:: 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

Keshod Police Station vide Cri. Reg. No.11203012260107/2026 for the offences punishable u/s 64(2)(M),332(B),115(2) and 351(3) of B.N.S. This is successive bail application.

2. Short facts of the case :

This case of Rape under coercion, resulting from friendship initiated on social media platform.

3. Ld. Advocate for the applicant has submitted that the applicant is young-boy having no criminal antecedent, while the complainant is married woman, having child and therefore alleged sexual relations are not credible; that the accused is innocent but falsely implicated in this case. That F.I.R. is 3 days late. 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. Recent reports indicate a disturbing trend of Rape and sexual assault resulting from friendship initiated on social media. These case often involves grooming, false promise of marriage or employment, and subsequent blackmail. This case of Rape under coercion, resulting from friendship initiated on social media platform. In case on hand there are direct evidence that Crime of Rape was committed by the accused upon the victim. Even after filing of Charge-sheet, no circumstances have been changed in favour of the accused. Considering the nature of offence and also considering aspect of maximum punishment provided for alleged offence, I am not incline to grant regular bail. Hence, I pass following Order :

::: O R D E R :::

This Criminal Misc. (Reg. Bail) Application No.220 of 2026 stands **Rejected**.

Pronounced in the open Court today, this **11th day of June, 2026**.

Place: Keshod.
Date : 11-06-2026.

[Harsh Balkrishna Trivedi]
Additional Sessions Judge,
Keshod, Dist. Junagadh.
[UIC No. GJ-00576

#PK