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Decided on	09-03-2026
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BEFORE THE COURT OF
3RD ADDITIONAL DISTRICT & SESSIONS JUDGE,
KHEDA AT, NADIAD.

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**Criminal Miscellaneous Application No.262/2026**  
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APPLICANT:~

Pappu Ratan Mangilal Chauhan (Chamar),
Aged. 31 Years, Occu: Farming,
Residence: Dighthan, Sangor,
Tal: Pitampura, Dist: Dhar.
(At present in judicial custody).

Versus

OPPONENT:~

The State of Gujarat.

For Applicant.	Ld. Advocate Mr. A. V. Parmar.
For State.	Ld. P. P. Mr. D. R. Barot

Bail Application Under Section 483 of the Bharatiya
Nagarik Suraksha Sanhita, 2023

JUDGMENT

1. As the Charge Sheet is filed, the applicant has filed this second Regular Bail Application under *Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023* of the above said Applicant/Accused, who is in custody in the offence under *Sections 65(a), 65(e), 81, 83, 116-b & 98(2) of*

Prohibition Act, registered in Nadiad Rural Police Station at Crime Register No. 11204045250562 of 2025.

2. Ld. Advocate Mr. Parmar for the Applicant/Accused has argued that his client is innocent and falsely implicated in the present case. It is further argued that the present case is triable in the Court of Judicial Magistrate First Class. Ld. Advocate Shri A.V. Parmar for the applicant has mainly submitted that, the applicant filed Criminal Miscellaneous Application No.68/2026 before this Court, to enlarge him on bail, which was rejected by this Court; but now the Charge Sheet has been filed and the investigation is over and there is no need of present applicant in judicial custody. It is further stated that no recovery or discovery of Muddamal is required to be made by the Police as the investigation is over and chargesheet has already been filed. It is further argued that the Trial of this case will take lots of time to be completed. That the Applicant/Accused is a permanent resident of the address, shown in the heading of the Bail Application and that he has the responsibility of maintaining his family, therefore, it is prayed to allow this second successive bail application filed after the Charge Sheet.
3. Ld. Public Prosecutor Mr. D. R. Barot has argued that there is a strong *prima facie* case, against the present Applicant/Accused, as he has been caught red handed carrying contraband liquor worth Rs.93,31,200/-. It is further argued that if the present Applicant/Accused is granted Regular Bail in the present case who is involved in transporting of huge quantity of contraband liquor, he will

not only abscond but also repeat the offences. It is further argued that the present Applicant/Accused is having criminal antecedents and also committed similar types of offences. It is further submitted that Investigation is not concluded yet, if the present Applicant/Accused is granted Regular Bail, there is a likelihood of not tracing the other co-accused. It is further argued that there is likelihood of tempering with the evidences if he is granted Regular Bail. In the end it is prayed to reject the present Bail Application.

4. I have the Ld. Advocate for the Applicant/Accused as well as Ld. Public Prosecutor for the State. I have also gone through the Bail Application, Affidavit as well as Police Papers supplied by the I.O. Ex.5

Perused the FIR and Police Papers, it is coming on record that the Applicant/Accused was arrested during transportation with contraband liquor worth of Rs.93,31,200/- at the place of incident. In the present case the contraband liquor caught from the present Applicant/Accused is in huge quantity. The entire Eicher vehicle was loaded with contraband liquor, thus from the Police Papers, it appears that there is very strong *prima-faice* case against the Applicant/Accused. If the present Applicant/Accused be granted Regular Bail in the present case, there is also likelihood of Applicant/Accused absconding. There is also likelihood of repetition of similar types of offences, if the Applicant/Accused be released on bail. That if the Applicant/Accused is granted Regular Bail, there is likelihood of tempering with the witnesses also. That the Investigation is not concluded yet in the

present offence as other co-accused are still absconded. If the present Applicant/Accused is granted Regular Bail by this Court, other periphery sitter, who are also involved in supplying the huge quantity of liquor, will not be arrested. That granting Bail to the present Applicant/Accused, will not only derail the Investigation, but also render motivation to the absconded Accused as well as people who are involved in this type of activities. I have also considered the police papers, and it appears that, the police papers are almost the same, as at the time of decided the earlier Criminal Miscellaneous Application No.68/2026 and there is no much more change in the police papers and the Charge Sheet has been filed against the present applicant, there is no any other new circumstances arisen or new ground has been arisen after the decision of the earlier application. In light of all these, it shall be in the interest of justice, if the present Bail Application is rejected. Hence, the present Bail Application fails and following Order is passed in the interest of justice.

ORDER

1. The Criminal Miscellaneous Application No.262 of 2026 filed under *Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023*, is hereby **REJECTED**.

Pronounced in the open Court today i.e. on this **9th Day**
of **March, 2026**.

Date : 9-03-2026
Place : Nadiad.

(Prakash P. Purohit)
3rd Addl. District & Sessions Judge,
Kheda at, Nadiad.
GJ00685