



सत्यमेव जयते



Received on	03	03	2026
Registered on	03	03	2026
Decided on	12	03	2026
Duration	Day	Month	Year
	—	00	00

=====

**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS
JUDGE (MR.R.T.PANCHAL), NARMADA, AT - RAJPIPLA**

=====

CRIMINAL MISC. APPLICATION NO.93 OF 2026

Exh.....

Applicant: Sachinbhai Raysingbhai Padvi
Age: 31 Years, Occupation: Farming/labour,
Resident of : Molgi Chanvai Pada,
Tal. Akkalkuva, Dist. Nandurbar
(Maharashtra)

at present in Sub Jail, Jitnagar, Rajpipla

VERSUS

Opponent: The State,
Notice through the DGP,
Rajpipla.

Appearance:

Mr. J.S. Vasava/A.J. Vasava, Ld. Advocate for the
applicant/accused.

Mr. J.J. Gohil, Ld. DGP for the State.

Subject : An Application for bail u/s 483 of BNSS, 2023.

ORDER

- [1] Present applicant/accused has preferred this application under the provision of Sec. 483 of BNSS, 2023 for enlarging him on regular bail for the offences punishable u/s. 65(a)(e), 81, 116(b) of Gujarat Prohibition Act registered with the Rajpipla Police Station bearing C. R. No.11823017251491/2025.
- [2] The Learned Advocate for the applicant/accused has mainly relied on the contentions raised in the memo of application and has argued that an offence was registered against the present applicant/accused before the Rajpipla Police Station bearing C. R. No.11823017251491/2025 for the offences punishable 65(a)(e), 81, 116(b) of Gujarat Prohibition Act regarding which the applicant/accused was arrested by the police on 27/02/2026. It is also submitted that the applicant/accused is in the judicial custody at present and therefore the present applicant/accused has filed present application for bail. It is further submitted that the applicant/accused is innocent person and he has not committed any offence and he has no any connection with the offence. It is further submitted that the applicant/accused has been falsely implicated in the offence. It is further submitted that there is no prima-facie case against the applicant/accused. It is further submitted that the applicant/accused is main earning person of his family and hence there is no possibility of fleeing away from the

justice. It is further submitted that denial of bail to the applicant/accused would amount to pre-trial conviction if he will be kept in the jail for a long time. It is further submitted that the applicant/accused will obey all the conditions imposed by the Court while granting bail to them. Lastly, it is prayed to allow the present application in the interest of justice.

- [3] On issuance of notice, Ld. DGP appeared on behalf of the State. Investigating Officer Mr. Alpeshbhai Shantilal Baria, ASI, Rajpipla Police Station, submitted an affidavit vide **Exh.6** in which it is stated that the applicant/accused has committed the offences punishable 65(a)(e), 81, 116(b) of Gujarat Prohibition Act registered with the Rajpipla Police Station bearing C. R. No.11823017251491/2025. It is stated by I.O that Country Made English Liquor/Beer worth of Rs. 1,45,400/- without pass/permit was seized from the wada of house of co-accused Vishalbhai Maheshbhai Rohit. The co-accused Vishal hid the muddamal liquor in an open yard next to his house, in a bag and a box of khaki cardboard, and buried in a pit. It is further stated by I.O. that said muddamal liquor was supplied by co-accused Arvinbhai Shantilalbhai Vasava and brought by co-accused Bharatbhai Muljibhai Vasava. It is further stated by I.O. that the said muddamal liquor is asked by present applicant/accused Sachinbhai Padvi. That all the accused has committed the crime by helping each-other. It is further stated that if the applicant/accused will be released on bail, then there is

possibility that he may flee from the justice and thereby adversely affect the case. Lastly, it is prayed to reject the present bail application.

- [4] **Ld. DGP** appeared on behalf of the State and argued parallel to the facts of the affidavit of the Investigating Officer.
- [5] Heard Ld. Advocates for the respective parties. This Court has gone through the memo of application, FIR, affidavit filed by the Investigating Officer vide Exh.6 and other case papers. Considering the record of present case, it seems that the applicant/accused is alleged to have been involved in the alleged offence registered before the Rajpipla Police Station bearing C. R. No.11823017251491/2025, punishable u/s. 65(a)(e), 81, 116(b) of Gujarat Prohibition Act. Looking to the case papers as well as affidavit filed by the I.O., it is alleged that Country Made English Liquor/Beer worth of Rs. 1,45,400/- without pass/permit was seized by the police from the wada of house of co-accused Vishalbhai Maheshbhai Rohit. Looking to the case-papers as well as affidavit of I.O., it appears at this stage that there was no conscious possession of the muddamal liquor with the present applicant/accused. Further, it is required to note that after the completion of necessity of the applicant/accused during the investigation, the I.O. produced the applicant/accused before the Court and thereafter the applicant/accused was sent to the judicial custody. In these circumstances,

there is no necessity of custodial interrogation of the applicant/accused. Therefore, in the opinion of this Court, this is a fit case to exercise discretionary powers of the Court in favour of the present applicant/accused. Accordingly, following order is passed in the interest of justice.

ORDER

1. The present application is hereby Allowed.
2. The applicant/accused Sachinbhai Raysingbhai Padvani is hereby ordered to be enlarged on regular bail in connection with the FIR registered before the Rajpipla Police Station bearing C. R. No.11823017251491/2025 for the offences punishable u/s 65(a)(e), 81, 116(b) of the Gujarat Prohibition Act, on executing personal bond of **Rs.15,000/- (Rupees Fifteen Thousand Only) each**, with surety of the like amount on the following conditions that he :
 - (a) shall mark presence before the concerned police station on 1st and 15th day of every month upto the end of 3 months;
 - (b) shall not attempt in any manner to temper with the evidence and shall not act of any kind which may create threat to the prosecution and witnesses;
 - (c) shall maintain law and order and co-operate the Investigating Officer;
 - (d) shall furnish his permanent address with suitable supporting documentary evidence

before the concerned Court and shall not change the residence without prior permission of the concerned Court;

- (e) shall surrender his passport, if any, and in case of not having the same, file an affidavit declaring that fact before the concerned Court;
- (f) shall not leave the limits of India without prior permission of the concerned Court.

3. Bail bond be executed before the concerned Court.

4. Yadi be sent to concerned Police Station.

Signed and pronounced in the open Court today on 12th day of March, 2026.

Date: 12/03/2026
Place: Rajpipla

(Rameshkumar Thakorbbhai Panchal)
(GJ00413)
Principal District & Sessions Judge,
Narmada, At - Rajpipla