



सत्यमेव जयते



Received on	05	03	2026
Registered on	05	03	2026
Decided on	12	03	2026
Duration	Day	Month	Year
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**IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS  
JUDGE (MR.R.T.PANCHAL), NARMADA, AT - RAJPIPLA**

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**CRIMINAL MISC. APPLICATION NO.97 OF 2026**

Exh.....

**Applicant:** Satish alias Satlo Gando Chandubhai Vasava  
Age: 39 Years,  
Occupation: labour,  
Resident of : Navagam, Kararvel,  
Tal. Ankleshwar, Dist. Bharuch

at present in Sub-Jail, Jitnagar, Rajpip 1a

**VERSUS**

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

**Appearance:**

Mr. A.D. Rohit/P.R. Vasava/C.R. Tadvi, Ld. Advocate for the applicant/accused.

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

**Subject : An Application for regular bail after charge-sheet u/s 483 of BNSS, 2023**

**ORDER**

- [1] Present applicant/accused has preferred this application under the provision of 483 of BNSS, 2023 for enlarging him on regular bail after filing charge-sheet against him, for the offences punishable u/s. 65(a)(e), 81, 83, 98(2), 116(b) of Gujarat Prohibition Act registered with the Sagbara Police Station bearing C. R. No.11823021260002/2026.
- [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 Sagbara Police Station bearing C. R. No.11823021260002/2026 for the offences punishable 65(a)(e), 81, 83, 98(2), 116(b) of Gujarat Prohibition Act regarding which the applicant/accused was arrested by the police. It is further stated that charge-sheet is filed against present applicant/accused and CC No. 345/2026 is registered in Sagbara Court and therefore the present applicant/accused has filed present application for bail after filing charge-sheet against him as the investigation has been completed. It is further submitted that the applicant/accused is innocent 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. That after charge-sheet, the present applicant/accused had filed Criminal Misc. Application No. 47/2026 before Trial Court which was rejected, except this he has not filed any application before any Court. That he is main earning person of his family and hence there is no possibility of fleeing away from the justice. It is further submitted that the applicant/accused will obey all the conditions imposed by the Court while granting bail to him. Lastly, it is prayed to allow the present application in the interest of justice.

Ld advocate for the applicant/accused has produced copy of order passed by this Court on dated 02/02/2026 in Criminal Misc. Application No. 50 of 2026 before charge-sheet which was rejected by this Court.

Further, ld advocate has produced copy of order passed on 30/01/2026 by Hon'ble High Court in R/Criminal Misc. Application (For Regular Bail – before charge-sheet) No. 2193 of 2026 in which co-accused Ganeshsing Jagishsing Rajput of the same offence was released on regular bail. Therefore, requested to grant bail to present applicant/accused.

- [3] On issuance of notice, Ld. DGP appeared on behalf of the State. Investigating Officer Mr. M.R. Vala, PSI, LCB Narmada 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, 83, 98(2), 116(b) of Gujarat Prohibition Act registered with the Sagbara Police Station bearing C. R. No.11823021260002/2026. It is also stated by I.O that present applicant/accused No. 1 Satish alias Satlo

Gando Chandubhai Vasava, accused No. 2 Ganeshsing Jagdishsing Rajput having Country made English Liquor without pass/permit worth of Rs. 8,17,620/- in Mahindra Pickup No. GJ16-AV-7855 and arrested by the Police at the place of offence. The accused No. 3 i.e. Mitesh alias Kalo Ishwarbhai Vasava was piloting in Tata Tiyago vehicle No. GJ19-AM-6529 flew away from the place of offence at the time of police raid. Co-accused Ganesh alias Dinesh Shutar has supplied muddamal liquor. Thus, all the accused has committed the crime by helping each-other. It is further stated that the name of present applicant/accused is mentioned in FIR as accused No. 1. That charge-sheet is filed against present applicant/accused and CC No. 345/2026 is registered.

The Investigating Officer has also produced a list alongwith his affidavit vide Exh. 6, stating that there are 35 criminal cases registered against present applicant/accused. 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 that order passed on 30/01/2026 by Hon'ble High Court in R/Criminal Misc. Application (For Regular Bail – before charge-sheet) No. 2193 of 2026 in which co-accused Ganeshsing Jagdishsing Rajput of the same offence was released on regular bail but in the present application there is huge criminal antecedent against present

applicant/accused than the co-accused Ganesh, therefore the present applicant/accused is not entitled to grant bail on the ground of parity.

- [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 Sagbara Police Station bearing C. R. No. 11823021260002/2026, punishable u/s. 65(a)(e), 81, 83, 98(2), 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. 8,17,620/- without pass/permit was caught with the present applicant/accused Satish alias Satlo Gando Chandubhai Vasava at the place of offence in Mahindra Pick-up. Thus, looking to the FIR as well as affidavit filed by the I.O., it appears at this stage that there was conscious possession of the muddamal liquor with the present applicant/accused. Moreover, it also appears at this stage that there is huge quantity of muddamal liquor of worth Rs.8,17,620/- recovered from the possession of the present applicant/accused. The Investigating Officer has produced a list alongwith his affidavit vide Exh. 6, stating that there are 35 criminal cases registered against present applicant/accused, therefore it seems that the present applicant/accused is a habitual offender.

Further, ld advocate has produced copy of order passed on 30/01/2026 by Hon'ble High Court in

R/Criminal Misc. Application (For Regular Bail – before charge-sheet) No. 2193 of 2026 in which co-accused Ganeshsing Jagdishsing Rajput of the same offence was released on regular bail, hence requested to grant bail to present applicant/accused on the ground of parity.

Here in the present case, it is required to note that as per affidavit of I.O. Exh. 6 alongwith list, there are 35 criminal cases registered against him, whereas as per para No. 6 of order of Hon'ble High Court, the co-accused Ganeshsinh Jagdishsing Rajput is not having any antecedent. Therefore, on the ground of huge criminal antecedent against present applicant/accused Satish, he is not entitled for bail on the ground of parity.

It is argued by ld advocate for applicant/accused that charge-sheet is filed against present applicant/accused and CC No. 345/2026 is registered, therefore he may be released on bail. Here it is required to note that there is no mandatory provision or rule that the applicant shall be released on bail after filing charge-sheet.

Thus, considering the facts and circumstances of the case, nature of allegations and gravity of offence, this is not a fit case to grant bail to the applicant/accused. So, I pass following order in the interest of justice.

### **ORDER**

The applicant's present bail application is hereby rejected.

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

Date: 12/03/2026  
Place: Rajpipla

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