

GJPM010017432026



Received On	26.05.2026		
Registered On	26.05.2026		
Decided On	06.06.2026		
Duration	<u>YY</u>	<u>MM</u>	<u>DD</u>
	-	-	11
Exh.			

**IN THE COURT OF THE SESSIONS JUDGE,
PANCHMAHALS, AT GODHRA.**

Criminal Misc. Application No. 527/2026

Applicant : Vinodkumar Virsingbhai Damor.
 Age : 30 years.
 Occu. : Service.
 Address : At - Chundadi,
 Dungri Faliya,
 Ta. Singvad,
 Dist. Dahod.

VERSUS

Opponent : State of Gujarat,
 Gandhinagar.

Application seeking regular bail U/sec. 483 of B.N.S.S.

Appearance

Learned Advocate Mr. S.R. Patel for the Applicant.
 Learned P.P. Mr. R.S. Thakor for the State.

JUDGMENT

1. The present bail application has been preferred by the applicant under section 483 of B.N.S.S., as he has been arrested in connection with the offence registered before the Godhra Town 'A' Division Police Station vide C.R. No. 11207025260303/2026, U/sec. 316(5), 336(2), 338, 340(2), 344, 61(2), 120(B) of B.N.S.
2. The applicant/accused came to be arrested in connection with the said offence on 17.05.2026 and since then he is in judicial custody, hence he has moved the present application and prayed to be released on bail by imposing suitable terms and conditions.
3. The Ld. Advocate appearing on behalf of the applicant/accused has mainly submitted before this Court that the applicant is a innocent and has been wrongly arraigned as an accused. It is submitted that the only allegation levelled against the applicant is that an amount of Rs.40,950/- was allegedly credited into his bank account. Apart from that, there is no other allegation of any overt act or active involvement in the commission of the alleged offence. It is further submitted that the relevant documents are prepared and verified by responsible officers, and after approval and signed by the competent authority, SP before the disbursement of funds. The applicant has no role in preparation, verification or sanctioning of such record. Moreover, it is submitted that the alleged offences are not punishable with death or

imprisonment for life. It is also submitted that the entire case is based on documentary evidence, which has already been seized by the Investigating Agency, hence there remains no apprehension of any tampering with the evidence. Further, the applicant will be available to the investigating agency whenever, required and he is willing to comply with all conditions imposed by this Court and therefore prayed to grant regular bail to the present applicant.

4. *Per contra*, the Ld. P.P. representing the State, has opposed granting of bail to the present applicant. The Ld. P.P. has also produced the protest affidavit which is taken on record at Exh.4 and submitted that the that the present accused in collusion with other co-accused has siphoned off Government money. It is submitted that an amount of Rs.40,950/- was credited into the account of the present applicant, whose brother (co-accused) is working as Computer Operator in the G.R.D. Branch. It is submitted that the accused persons in collusion with each other have siphoned off Rs. 6,49,104/- from the Govt. exchequer by writing false names and bank accounts, tampering with the records prepared and writing bank accounts of their family members against the names of TRB members, embezzling government money and thereby committed criminal breach of trust with the government. The investigation into this crime is currently ongoing. Also, the process of collecting necessary and important evidence related to the crime is underway and at this juncture, if the accused/person is

released on bail, the possibility of tampering with the evidence and causing prejudice to the investigation cannot be ruled out, hence urged to reject the present bail application.

5. Having heard the arguments advanced by the Ld. Advocates representing either sides, perusing the record as well as protest affidavit filed by the Investigating Officer, it appears to be the case of prosecution that the present accused is the beneficiary in the fraud and forgery carried out by the accused persons and it transpires that an amount of Rs.40,950/-, out of the total siphoned amount of Rs.6,49,104/- has been credited into his account. It also transpires that the applicant/accused is the brother of the co-accused, who is working as a computer operator in GRD of Police Department. Though the applicant/accused had not served as TRB member, he has become the illegal recipient of salary amounting to Rs.40,950/-. It appears that the accused have created a criminal conspiracy by creating bills for 19 TRB members, creating a false spreadsheet and submitting it to the bank, despite the fact that a total of 19 TRB members were absent from their duties, and illegally siphoned off government money.
6. On perusal of the record, it transpires that the applicant/accused herein is the brother of the co-accused, Vijaybhai Virsingbhai Damor, who is serving as Computer Operator in the G.R.D. Branch of S.P. Office and he had illegally siphoned off the total amount of Rs.40,950/- into his brother's bank account. Herein it is pertinent to note

that the said credited amount has already been recovered by the Investigating Agency. Infact the entire misappropriated amount of Rs.6,49,104/- has been recovered by the Investigating Officer. It is pertinent to note that the applicant/accused is not involved in the forgery of documents, he has no role-play or any signing authority in the alleged offence.

7. Further, it also transpires that the co-accused in the matter, who have been attributed with graver role-play, have already been released on bail by this court, hence in view of the ratio laid down by the Hon'ble Gujarat High Court in the case of ***Rameshbhai Batubhai Dabhi Vs. State of Gujarat, 2011 (3) GLR 1999***, the principle of parity is applicable to the present applicant. It is also worth noting that the applicant/accused has no criminal antecedents, he has a permanent residence and there appears no apprehension regarding his standing the trial.
8. Under the circumstances, taking into account the nature of offence, coupled with the principle of parity, this is a fit case to exercise discretion in favour of the applicant and enlarge him on bail and in view thereof, the following order is passed :

ORDER

1. The present bail application filed U/sec. 483 of B.N.S.S. is hereby allowed.

2. The applicant/accused, Vinodkumar Virsingbhai Damor, is hereby ordered to be released on bail in connection with the offence registered with Godhra Town 'A' Division Police Station vide C.R. No. 11207025260303/2026, on furnishing personal bond of Rs.25,000/- (Rupees Twenty Five Thousand Only) and surety of the like amount, subject to the conditions that the applicant;
- a) shall not indulge himself in such type of offence in the future and shall cooperate with the investigation and make himself available for interrogation as well as the trial proceedings, as and when required.
 - b) shall not hamper the investigation in any manner nor shall directly or indirectly make any inducement, threat or promise to any witness so as to dissuade them from disclosing such facts to the court or to any police officer.
 - c) shall furnish his mobile number and residential address before the Court at the time of execution of the bond and shall not change the contact number along with address without prior permission of this Court;
 - d) shall not leave the State of Gujarat without prior permission of this Court and if holding a passport, shall surrender the passport before this

court and if not having passport, then shall submit an affidavit in this regard.

e) shall mark his presence before the concerned police station, once in every month, for a period of six months.

3. Breach of any of the above condition shall automatically lead to cancellation of the bail.
4. Bail to be furnished before the Learned Trial Court.
5. Yadi of this order be sent to all concerned.

Pronounced in the open Court today,
on this 6th day of June, 2026.

(Chandrapalsingh K. Chauhan)

Sessions Judge,

Panchmahals, at Godhra.

[UID Code No. GJ-00513]

Dt.06.06.2026.
G O D H R A.

Shyam Shankaran