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**IN THE COURT OF HON'BLE 3rd ADDITIONAL SESSIONS
JUDGE, PATAN - AT PATAN**

Criminal Misc. Application No.175/2026

Exh.8

APPLICANT:

Yuvrajsinh Bherusinh Dipsinh Chauhan
Aged about 21 Years, Occupation : Labourer,
R/o. Chauhanvas, At.Kothasan, Ta. Satlasana, Dist. Mahesana.
At present : Sub-jail, Sujanipur, Ta.Dist.Patan

V/s.

OPPONENT :

The State of Gujarat

APPEARANCE:

Mr. A. M. Thaker, learned advocate for applicant/accused.

Mr. J. D. Thakkar, learned advocate for the State/Opponent.

:- J U D G M E N T :-

1. In order to enlarge him on regular bail, present applicant being accused in C.R. No.11217004260035/2026 at Balisana Police Station for the offence punishable U/s.137(2), 87, 64(2) (m), 54 of the B.N.S and Sec.5(L), 6 of the POCSO, this application U/s.483 of Bharatiya Nagarik Suraksha Sanhita is moved. Applicant is in judicial custody.

2. It is the case of the prosecution that, minor niece of complainant, aged about 17 years 2 months, at about 15.00 hours, was going towards Der village from her home and not come till evening, therefore he searched her but not found and he has come to the knowledge that she kidnapped by Yuvrajsinh Manuji Chauhan, resides Nana Kothasana, Ta.Satlasana, Dist. Mahesana, so he had given complaint against accused. It is further stated that, during the investigation, accused, co-accused & victim minor girl were arrested from Surat. Furthermore, during the investigation, victim is stated that she was in love with main accused and therefore she was going with him initially Mahesana and then Surat and during that time period main accused had sex with her four times. She had also stated that main accused and co-accused were sold her foot grates (Zanzari) at Kalol, then they went Ahmedabad, Gandhinagar and Surat from where they are arrested.

3. Learned advocate, appearing for the applicant has argued that the applicant is falsely implicated in the alleged offence. It is submitted that the applicant shall not flee away and shall abide all the conditions of bail. Applicant has prayed to release on bail in view of above as well as other grounds in the application.

4. The learned A.P.P. has objected the present application on the ground that the nature of the offence is very serious and it affects the society at large. There is no change in the circumstances even after filing the charge-sheet and hence considering the gravity of the offence, the present application should not be granted.

5. I have heard the learned advocates for the respective parties and perused the record. I have considered the rival submissions. I have also minutely gone through all the papers filed by the learned advocate for the applicant and case papers submitted for consideration along with the application on hand. However, looking to the affidavit of Investigating Officer, there are no allegations against the present applicant/accused to have established physical relationship with the minor victim girl. Moreover, there are no allegations against the applicant of threatening or forcing the victim girl. In view of above reasons, if the present application is granted with suitable conditions, it would serve the purpose. Hence following order is passed.

-: **ORDER** :-

1. Present Application is hereby allowed.
2. Applicant **Yuvrajsinh Bherusinh Dipsinh Chauhan** is hereby enlarged on regular bail in connection with C.R. No.11217004260035/2026 at Balisana Police Station for the offence punishable U/s.137(2), 87, 64(2)(m), 54 of the B.N.S and Sec.5(L), 6 of the POCSO Act on furnishing a personal bond of **Rs.25,000/-(Twenty Five Thousand rupees only)** and a solvent surety of like amount each before the concerned Court with following conditions:
 1. The applicant shall co-operate the I.O. in investigation and mark presence before the concerned police station between 1st to 5th day of each month till filing the charge sheet.
 2. shall remain present before the Trial Court regularly as and when directed or dates fixed;
 3. *shall not travel outside the state of Gujarat without prior permission of the Court;*

4. *shall not involve in identical or any other offence in future;*
 5. *shall not directly or indirectly make any inducement, threat or promises to any person acquainted with the fact of the case so as to dissuade them from disclosing such facts to the Court or to any Police Officer;*
 6. *shall not tamper with the evidence or influence the witnesses;*
 7. *shall furnish permanent correct address and contact number to the court at the time of executing bail bond and shall also furnish the same to the Investigating Officer and shall not change the same without prior permission of the Court;*
 8. *shall also surrender passport, if any, else shall make necessary affidavit.*
3. Bail Bond to be executed before the concerned Court.
 4. Yadi of this order be sent to the concerned court and police station.
 5. Copy of this order be also sent to the Jailer for information and also to serve the same to the accused.

Pronounced & signed in the open Court today on this 7th
March 2026.

Date: 07/03/2026
Place: Patan

(Bipin K. Barot)
3rd Addl.Sessions Judge, Patan
U.I.Code No.GJ00566