

Received on :03.03.2026

Registered on :03.03.2026

Decided on :10.03.2026

Duration :

**IN THE COURT OF THE ADDITIONAL SESSIONS JUDGE
AT LIMBDI, DIST. SURENDRANAGAR**

Criminal Misc. Application No.65 of 2026

Exh.

Rajubhai @ Raja Kanubhai Bhojak

Aged about 26 years,

Occupation: Agriculture,

Residing at: Zariya Village,

Tal. & Dist. Botad,

(At present in District Jail, Rajkot)

....Applicant

Versus

The State of Gujarat

....Opponent

Learned Advocate Mr.R.B. Khachar for the applicant.

Learned APP Mr.K.B. Shah for the opponent – State.

Application under Section 483 of B.N.S.S. Act

JUDGMENT

- 1) The present application is preferred by the applicant-accused under Section 483 of B.N.S.S. Act seeking regular bail as he arrested in connection with the Dhajala Police Station C.R. No.11211060260007/2026 for the offense punishable under Sections 308(4), 189(2), 189(4), 190, 191(2), 191(3), 352, 351(3) of B.N.S.

and Section 135 of G.P. Act and Section 25(1)(A), 25(1-B)(A) of Arms Act.

- 2) Opponent – State duly served with the notice and, Learned APP Mr. K.B. Shah, appeared on behalf of the State, Mr.S.P. Zala, PSI, Dhajala Police Station, Dist. Surendranagar has filed affidavit at Exh.5 against present bail application.
- 3) Heard the Ld. Advocate for the applicant and Learned APP for the state at length. I have gone through the documents produced with this application and argument canvassed by the Ld. Advocate for the applicant and the affidavit filed by the IO.
- 4) Ld. Advocate for the applicant has submitted that the offence being C.R. No.11211060260007/2026 for the offense punishable under Sections 308(4), 189(2), 189(4), 190, 191(2), 191(3), 352, 351(3) of B.N.S. and Section 135 of G.P. Act and Section 25(1)(A), 25(1-B)(A) of Arms Act came to be registered against the present applicant accused. The applicant has not committed the alleged offence. The

applicant is innocent and he is wrongly involved in the said offence. There is no any direct or indirect evidence against the said applicant. The applicant is permanent resident as mentioned in cause title and there is no possibility that he may flee away from justice and he will give full cooperation to the Investigation Officer and there is no prima-facie case is made out against the present applicant accused and therefore, filed the present bail application before this Hon'ble Court. Therefore, it is submitted that present application may be allowed in the interest of justice.

- 5) Ld. APP for the prosecution objected the present bail application and stated that applicant accused has played a vital role in the said offence and the applicant accused has committed the crime in collusion with other co-accused persons and therefore considering the nature and gravity of the offence which affect the society at large if bail application will be granted to the applicant- accused then he may indulge himself in similar kind of illegal activities in future and wrong message will be conveyed to the society at large and therefore, considering the nature and gravity of the offence this is not a fit case

to enlarge the accused on bail and hence, he prayed before the court that the bail application of the present applicant may be rejected.

- 6) I have carefully gone through the facts of the application, FIR, affidavit of IO and the police papers available on record. The offence being C.R. No.11211060260007/2026 for the offense punishable under Sections 308(4), 189(2), 189(4), 190, 191(2), 191(3), 352, 351(3) of B.N.S. and Section 135 of G.P. Act and Section 25(1)(A), 25(1-B)(A) of Arms Act came to be registered against the present applicant accused. It is important to note that the allegations leveled in the complaint are very serious in nature and in the jurisdiction of this court such type of offences are regularly taking place and there are other offences also registered against the applicant accused in Rajkot City B-Division Police Station, Paliyad Police Station, Botad Police Station, Dhandhuka Police Station, Bopal Police Station and there is criminal antecedents of committing crime at periodic time . Therefore, considering the larger interest of the society, this Court is of the view that, this is not a fit case for granting bail to the present applicant-accused. Hence, in the interest of justice, following order is passed:-

ORDER

The present bail application of applicant/accused namely **Rajubhai @ Raja Kanubhai Bhojak of C.R. No.11211060260007/2026 for the offense punishable under Sections 308(4), 189(2), 189(4), 190, 191(2), 191(3), 352, 351(3) of B.N.S. and Section 135 of G.P. Act and Section 25(1)(A), 25(1-B)(A) of Arms Act**, came to be registered before **Dhajala Police Station** is hereby **Rejected**.

Signed and pronounced in the open Court on this 10th day of March, 2026.

Date:10/03/2026

Place:Limbd

(P.T. Patel)
Additional Sessions Judge,
Limbd, Dist. Surendranagar
Code No.GJ00528