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Registered on : 30.05.2026
Decided on : 02.06.2026
Duration : YY. MM. DD.

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE,
SURAT.

Criminal Misc. Application No. (After Charge-sheet) 3938/2026

Exh....

Mukeshkumar Chandradev Yadav,
Aged about. 26 years, Occ. Service,
R/o. Mora Village, Hazira Road, Surat.
Permanent R/o. Mehadiganj Manzi,
Saran, Manzi, Bihar.

::: APPLICANT.

VERSUS

The State.

::: OPPONENT.

APPEARANCE :-

Mr./Ms. S. S. Saiyad,

Ld. Advocate for the applicant.

Mr./Ms. N. L. Sukhadwala,

Ld. DGP for the opponent – State.

Application U/s. 483 of the Bharatiya Nagarik Suraksha Sanhita

:: O R D E R ::

1. The present application is preferred by the applicant - accused under the provision of **Section 483 of Bharatiya Nagarik Suraksha Sanhita (B.N.S.S.)**, for release of applicant - accused on bail in respect to arrest in offence registered with Hazira Police Station with C.R. No. 11210001260050/2026, punishable under Sections 109(1), 189(2), 190, 191(2), 126(2), 132, 324(4), 351(3), 61(2)(1), 238 of the Bharatiya Nyaya Sanhita and under Sections 3 and 4 of Prevention of Damage to Public Property Act. The applicant - accused is in judicial custody since 28/02/2026. Hence, the present application.
2. Perusing the FIR in question, the case of the prosecution is to the effect that the applicant along with co-accused are alleged to have formed an unlawful assembly with the common intention of fulfilling their demands such as 8 hours duty shifts, double overtime wages, drinking water, sanitation facilities, permission to carry mobile phones and salary increments, thereby, jointly carried out rioting against the officers and employees of AM/NS Company. It is further alleged that the protest on 26/02/2026, the mob/accused turned violent and

allegedly attacked company officials and police personnel with stones, iron pipes, rods and other objects, causing injuries to multiple officers, including PCR Staff. It is further alleged that the crowd attempted to snatch a hand grenade from police personnel and threw it into a police vehicle, resulting in serious injuries to police officers and an attempt to commit murder. It is further alleged that the accused also damaged and set fire to government, company and private vehicles, vandalized company property, and destroyed CCTV cameras to erase evidence, thereby causing extensive damage and creating panic, fear and serious disturbance to public order and industrial peace. Thereby, the accused are alleged to have committed the offence.

3. Notice of the present application has been duly served upon the respondent - State, Ld. DGP Shri N. L. Sukhadwala has appeared for respondent - State and the Investigating Officer has submitted his affidavit at **Exh. 4**.
4. Learned advocate for the applicant has submitted that applicant - accused is innocent person and he has not committed any

offence. It is further submitted that the applicant - accused has been arrested only on the ground of suspicion. The applicant has not injured anyone with the use of weapon and there is no specific allegation against the present applicant. It is further submitted that the earlier bail application of the applicant came to be rejected by the Hon'ble Court as the investigation was going on and now the investigation of the offence is concluded and charge-sheet has also been filed in the alleged offence. The applicant has not any past criminal antecedents. It is submitted that the co-accused have been released on regular bail by this Court, hence the applicant deserves parity. It is also submitted that the applicant is a daily wages earner having family responsibility and if he is not released on bail, the same would amount to pre-trial punishment. Thus on all above grounds, it is submitted that the present application may be allowed.

5. Per contra the Learned DGP appeared on behalf of the State has opposed the grant of relief and submitted that the present offence arises out of a serious incident that occurred at the premises of AM/NS Company, where a large number of workers formed an unlawful assembly and created a violent situation. It

is further submitted that there is a prima facie case against the applicant. He has expressed his apprehension that if the applicant is enlarged on bail, he may again indulge in such type of illegal activities or he may flee away, thus, has submitted the present application needs to be rejected.

6. Having heard the Ld. Advocates for the respective parties and perusing the papers, it appears that the applicant - accused has been under judicial custody since 28/02/2026. The investigation of the offence is now concluded, and the charge sheet has also been filed in the alleged offence. The co-accused have also been released on regular bail by this Court. No any criminal antecedents of the applicant has been brought to the notice of this Court. Upon being asked, the Ld. Public Prosecutor has informed the Court that the injured persons, including police witness, have been discharged from the hospital.

Thus, considering above it is desirable to exercise discretionary power in favour of applicant - accused with specific condition. Accordingly the following order is passed :

:: ORDER ::

1. The present Criminal Misc. Application No. 3938/2026 stands **allowed.**

2. The applicant **Mukeshkumar Chandradev Yadav** is hereby ordered to be released on bail in connection with the offence registered vide Part A-C.R. No. 11210001260050/2026 registered before Hazira Police Station, Surat, on furnishing bail bond of Rs. 15,000/- (Rupees Fifteen Thousand) and surety of the like amount subject to following **conditions** that the applicant shall :
 - (a) not take undue advantage of his liberty or misuse liberty.
 - (b) not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case.
 - (c) maintain law and order and not to indulge in any criminal activities.
 - (d) furnish the documentary proof of complete, correct and present address of residence to the Investigating Officer and to the Trial Court at the time of executing the bond and shall not change the residence without prior permission of the concerned Court.
 - (e) provide contact numbers as well as the contact numbers of the surety before the Trial Court. In case of change in such numbers inform in writing immediately to the trial

Court.

- (f) not leave the State of Gujarat without prior permission of the Court concerned.
 - (g) surrender passport, if any, to the Trial Court within a week. If the Applicant does not possess passport, shall file an Affidavit to that effect.
3. Trial Court shall be at liberty to delete, modify and/or relax any of the above conditions, in accordance with law.
4. Bail bond be executed before the concerned Court.
5. Yadi of this order be sent to all the concerned.

Pronounced in open court today on this 02nd day of June, 2026.

Date: 02.06.2026

Place : Surat.

(Rahul Arunkumar Trivedi)
Principal District & Sessions Judge,
Surat.

U.I. Code No. **GJ01495.**

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