



Presented on 20-03-2026  
Registered on 20-03-2026  
Decided on 09-04-2026  
Duration 0Y 0M 18D

**IN THE COURT OF 5<sup>th</sup> ADDITIONAL SESSIONS  
JUDGE, SURAT AT BARDOLI**

**CRIMINAL MISC. APPLICATION  
NO. 231 of 2026**

**Exh. \_\_\_\_**

**APPLICANT/ACCUSED:**

**RAJIVSINH ALIAS RAJUBIHARI SURAJANSINGH  
RAJPUT**

Aged about Adult, Occupation: labour work,

Residing at : Plot No. 125, Ashapuri-03,

Bamroli Road, Pandesara,

District : Surat.

Native : Village-Chakmuzafar, Taluka : Navkothi,

District : Begusarai, Bihar.

**VERSUS**

**OPPONENT:**

**THE STATE OF GUJARAT.**

**APPEARANCES:**

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Mr. R.T. Bhoi, Learned Advocate for the applicant.

Mr. N.H. Patel, Learned SPP for the State.

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**Application under Section 439 of the Cr.P.C.**

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

[1] The present application has been made under Section 439 of Cr.P.C. for enlargement on regular bail in connection with offence registered before Kadodara GIDC Police Station vide Crime Register No. 11214023252172/2025 for offences under Sections 25(1-b), A, 29 and section 223 of Arms Act.

[2] Ld. Advocate has appeared for the applicant and submitted that applicant is innocent person and police has booked him falsely in the present case for ulterior motive. It is further submitted that present applicant has been arrested on 04.11.2025. It is further submitted that there is no prima facie evidence against the applicant. It is further submitted that investigation is over and charge-sheet has been filed in this case. It is further submitted that applicant is living in Surat district and has responsibility of his family members and he will not flee if enlarged on bail. Based on above submissions, Ld. Advocate for the applicant has prayed to allow this application.

[3] *Per contra*, Ld. APP has objected this application relying upon the affidavit of I.O vide Exh.4 and submitted that the applicant will flee if released on bail and will not be available for trial. It is submitted that the applicant supplied the weapon to other accused who was found in possession of arms and thus he has committed offence. It is further submitted there are five offences registered against him. Hence, it is prayed to dismiss the present application.

[4] I have heard the submissions of Ld. Advocates for the parties and perused the application, police papers as well as the affidavit affirmed by the Investigating Officer.

[5] Perusing the records, role of the present applicant is that it seems he has given one country made pistol and 9 live Kartoos (cartridges) to other accused and it seems he has played an active and important role as supplier of Muddamal (Weapon) in commission of the offence and there appears prima facie case against the present applicant. There are five offences of serious nature registered against the present applicant so it transpires that he is habitual in nature and hence if he is released on bail, there is possibility that he may not remain present before the Court or may again indulge in illegal activity. His earlier bail application vide Cr.M.A. No. 909/2025 was also rejected on merit.

Ld. Advocate for the applicant has argued that investigation is completed and charge-sheet has been filed but just because of that no favourable circumstances seems to have arisen in favour of the applicant.

In view of his active and voluntary prima facie involvement in the alleged grave offence and considering the above facts and circumstances in totality and also considering seriousness of the case, present bail application of accused person does not deserve to be allowed and hence the following order is hereby passed.

**:- ORDER :-**

Present Criminal Misc. (Regular Bail) Application No. 231 of 2026 of applicant namely **RAJIVSINH ALIAS**

**RAJUBIHARI SURAJANSINGH RAJPUT** filed under  
Section 439 of Cr.P.C. is hereby rejected.

Copy of the order/Yadi sent to the concerned police station and  
Court.

Signed & Pronounced in open Court today on this 9<sup>th</sup> day of  
April, 2026.

**Date :** 09/04/2026

**Place:** Bardoli.

Nareshkumar R. Jain  
5<sup>th</sup> Additional Sessions Judge, Surat  
at Bardoli  
(Unique ID Code: GJ00582 )