

GJVD010021122026



Received on : 17th March 2026

Registered on : 17th March 2026

Decided on : 3rd April 2026

Duration :

Year	Month	Days
00	00	17

**IN THE COURT OF SPECIAL JUDGE (GPID) &
SESSIONS JUDGE AT VADODARA**

GPID Criminal Misc. Application No.5 of 2026

Exh.: _____

Applicant:

Yogeshwar Rajubhai Thakkar

Age: 36 Years, Occupation: Business

R/o.B/1304, Orchid Luxuria,

Nr.Rama Skyz, Sama-Savli Road,

Vadodara.

Versus

Opponent:

The State of Gujarat

Appearance:

Mr.PU Shah – Ld.Advocate for the applicant

Mr.AM Desai – Ld.PP for the opponent

An application seeking modification in condition of bail
under Section 439(1)(b) of the Code of Criminal Procedure, 1973

:: JUDGMENT ::

1. This is an application under Section 439(1)(b) of the Code of Criminal Procedure, 1973 filed by the applicant, who is

an accused of the offences punishable under Sections 406, 420 & 120(b) of the Indian Penal Code, 1860 R/w. Section 3 of the Gujarat Protection of Interest of Depositors (in Financial Establishments) Act, 2003 (for short “GPID Act”) in connection with I CR No.4/20 registered with CID Crime, Vadodara Zone Police Station, seeking modification in conditions of regular bail granted to him vide order dated 18/08/2022 passed in GPID Criminal Misc. Application No.17 of 2022.

2. Pursuant to issuance of notice, Ld.PP Mr.AM Desai has caused his appearance in the matter, and the Detective Police Sub-Inspector, Prevention of Economic Offences Branch,,U-3, CID Crime, Gandhinagar has filed his report, which is on record vide Exh.4.
3. Heard Ld.Advocate Mr.PU Shah appearing for the applicants. Ld.Advocate submitted that while enlarging the applicant on regular bail vide order dated 18/08/2022 passed in GPID Criminal Misc. Application No.17 of 2022, this Court has imposed condition no.2(f) restricting the applicant from leaving the territory of the State of Gujarat without prior permission of the Court. Thereafter, the said condition came to be modified vide order dated 18/04/2023 passed in GPID CRMA No.15 of 2023, and thereby, the applicant and other co-accused were restricted from leaving the territory of India without prior permission of the Court. It is also submitted that vide said order, the

applicant was permitted to change his residence from “703, 7th Floor, ISCON Harmony, B/s.Kabir Farm, Gotri, Vadodara” to “Flat No.503, 5th Floor, “A” Block, Lilleria Aashiana Flats, Bh.Lilleria Banquet Hall, Sama-Savli Road, Vadodara”. Now, the applicant want to change his residence from the said address to “B/1304, Orchid Luxuria, Nr.Rama Skyz, Sama-Savli Road, Vadodara”. It is therefore prayed to permit the applicant from changing his temporary address as stated herein-above. It is also submitted that the applicant needs to visit Turkey in the month of May, and therefore, the applicant be handed over his Passport No.Z3787279 for the period of three months for its renewal and for obtaining VISA. It is therefore submitted to allow the present application.

4. The application is opposed by Ld.PP Mr.AM Desai inter-alia contending that keeping in mind the seriousness of the offence, the applicant may not be permitted to leave India. He therefore submitted to dismiss the present application taking into consideration the opinion of the Investigating Officer.
5. The record indicates that the applicant herein has been ordered to be enlarged on regular bail by order dated 18/08/2022 passed in GPID Criminal Misc. Application No.17 of 2022 on certain conditions. One of the conditions (condition no.2(g)) imposed upon the applicant was to furnish details of his permanent residence with address

proof alike Aadhar Card or Identity Card as also the details of Cell Number and Land-line number, if possesses to the Investigating Officer and also to the Court at the time of execution of the bond and shall not change it without prior permission of the concerned Court. Now, the applicant wants to change his residential address from “Flat No.503, 5th Floor, “A” Block, Lilleria Aashiana Flats, Bh.Lilleria Banquet Hall, Sama-Savli Road, Vadodara” to “B/1304, Orchid Luxuria, Nr.Rama Skyz, Sama-Savli Road, Vadodara”. The applicant has sought for his Passport for the purpose of its renewal and for obtaining VISA as he wants to visit Turkey for business purpose.

6. In compliance of the condition no.2(e) imposed by the Court, the applicant has surrendered his Passport before the concerned Court, and now, the applicant has to visit Turkey for his business purpose. The applicant has breached any conditions of the order has not been reported by the IO.
7. Considering all these aspects, I am inclined to allow the present application. Hence, following order is passed:

:: ORDER ::

- (1) The present Criminal Misc. Application is hereby allowed.
- (2) The applicant is permitted to change his residential address from “Flat No.503, 5th Floor, “A” Block, Lilleria Aashiana Flats, Bh.Lilleria Banquet Hall,

Sama-Savli Road, Vadodara” to “B/1304, Orchid Luxuria, Nr.Rama Skyz, Sama-Savli Road, Vadodara” only for the purpose of the proceedings arising out of I CR No.4/2020 registered with CID Crime, Vadodara Zone Police Station, Vadodara.

- (3)** On depositing Rs.50,000/- (Rupees Fifty Thousand only) as purely temporary Security Deposit by the applicant, condition no.2(e) imposed vide order dated 18/08/2022 passed in GPID Criminal Misc. Application No.17 of 2022 and condition no.2(f) modified vide order dated 18/04/2023 passed in GPID CRMA No.15 of 2023 shall stand suspended for the period of 03 months commencing from today.
- (4)** On furnishing Security Deposit as above, Passport of the applicant is ordered to be handed back to him, and he is permitted to visit Turkey, on the following conditions:

 - (a)** In the event of his travel to abroad, the applicant shall file an affidavit containing all itinerary details including date of travel, date of return and details regarding his stay abroad including local landline phone number and international cell phone number, if any, before this Court before leaving India;
 - (b)** On expiry of 03 months, the applicant shall re-surrender his Passports (old & renewed) before the Court;
 - (c)** The applicant shall make all efforts to see that his absence does not hamper the trial. The applicant is directed to remain present through his lawyer on every date of the trial and shall ensure that the trial is conducted without

causing any hindrance, including that qua the issue of his identity.

- (5) In case of breach of any conditions of this order, the amount deposited by the applicant towards Security Deposit shall stand forfeited. However, on successful return to India at the end of stipulated time period and re-surrender of the Passport, the amount of Security Deposit be refunded to the applicant after due verification without seeking any order of this Court in that regard.
- (6) On expiry of the time period as noted herein-above, the conditions no.2(e) & 2(f) imposed by the Court shall automatically come into effect.
- (7) Concerned office shall keep copy of the Passport of the applicant.
- (8) Concerned office, where, the passport of the applicant is lying and concerned police station be informed accordingly.
- (9) Copy of this order be placed in the R & P of GPID CC No.1 of 2023.

**Signed & pronounced in open Court today, on this
3rd day of April, 2026**

Sd/-

Place: Vadodara

**(Vikul Kanuprasad Pathak)
Special Judge (GPID) &
Sessions Judge, Vadodara
UID Code No.GJ00468**

Date: 03/04/2026