

GJVD200001962026



Received on : 02.03.2026  
Registered on : 02.03.2026  
Decided on : 06.03.2026  
Duration : 00 00 04  
Years Months Days

**IN THE COURT OF 9TH ADDL. SESSIONS JUDGE  
VADODARA AT SAVLI**

**CRIMINAL MISC. APPLICATION NO. 84 OF 2026**

**Exhibit :**

**APPLICANT: RAJUBHAI PARVATBHAI PARMAR**  
Aged: Adult, Occupation: -  
R/o. Hemrajpur, Kuvavalu Faliyu,  
Village Hamidpura, Ta. Umreth,  
Dist. Anand.

***V E R S U S***

**OPPONENT: The State of Gujarat**

**Appearance:**

Mr.M.M.Vankar : Learned Advocate for the applicant-accused.  
Mr.C.G.Patel : Learned APP for the State.

***Application seeking Regular Bail  
under Section 483 of the BNSS***

**-:: O R D E R ::-**

1. By way of this application preferred under Section 483 of Bharatiya Nagrik Suraksha Sanhita (for short “BNSS”), the present applicant–accused has prayed to enlarge him on regular bail in connection with the F.I.R. bearing C.R.No.11197035260084/2026 registered at Desar Police Station, Vadodara Rural, for the offences punishable under Sections 65(a), 65(e), 81, 98(2), 116-B of the Gujarat Prohibition (Amendment) Act, 2017.
2. On service of notice, Mr.C.G.Patel, learned Assistant Public Prosecutor, appeared for the State and filed affidavit of the Investigating Officer at Exhibit 5.
3. Heard learned advocate for the applicant-accused as well as learned APP for the State.
4. Learned advocate appearing for the applicant-accused has reiterated the grounds stated in the application and prayed to release the present applicant-accused on bail. He has further submitted that the applicant-accused is innocent but he has been falsely implicated in the offence. He has further submitted that the present applicant-accused was doing his duty as a driver and he had no knowledge that the muddmal prohibited liquor was loaded in the vehicle. He has further submitted that the applicant-accused has no criminal antecedent. He has further submitted that the applicant-accused is residing at the address mentioned in cause title with his family and therefore, there is no possibility of his fleeing. He has further submitted that the applicant-accused has responsibility of maintaining his family and so if he is not released on bail, his family will have to suffer hardship. He has

further submitted that trial of the case may take long time and if the applicant-accused is not released on bail, it would amount to pre-trial conviction. The applicant-accused is ready to abide by conditions that may be imposed by the Court and therefore, he has requested this Court to enlarge the present applicant-accused on regular bail on appropriate conditions.

5. Referring to the affidavit of I.O., the learned APP Mr.C.G.Patel for the State, has submitted that looking to the nature of the offence and the involvement of the applicant-accused in the offence, he should not be released on bail. He has further submitted that present applicant-accused has been arrested in live raid. He has further submitted that huge quantity of IMFL has been recovered from the vehicle during the raid. He has further submitted that as there is prima facie case against the applicant-accused and the investigation is going on, the applicant-accused should not be released on bail. He has further submitted that if the applicant-accused is released on bail, he may not remain present during the trial and the trial may be delayed unnecessarily. Hence, the learned APP has requested to reject the present application.

6. Upon hearing learned advocates for the rival sides and going through the record, it is apparent that present applicant-accused was in the vehicle with other co-accused in capacity of driver at the time of raid and huge quantity has been recovered from the vehicle and therefore, there is strong prima faice case against the present applicant-accused. Further, looking to the affidavit of I.O., the investigation of this offence is at preliminary stage and other co-accused is yet to be arrested. Therefore,

considering the nature and gravity of the offence along with the fact that the investigation is at preliminary stage, this is not a fit case for using discretion in favour of the applicant-accused at this stage. Hence, in the interest of justice following order is passed.

**ORDER**

1. The applicant's present application for regular bail is hereby rejected.
2. Copy of this order be sent to the concerned police station.

**Signed and pronounced in open Court today  
i.e. on 6th day of March, 2026.**

**Place: Savli.**

**Date : 06.03.2026**

**(A.M.Varma)**

**9th Additional Sessions Judge,  
Vadodara at Savli  
(GJ-00577)**