



**IN THE COURT OF 2ND ADDITIONAL SESSIONS JUDGE
AHMEDABAD [RURAL] @ MIRZAPUR, AHMEDABAD.**

**CRIMINAL MISC. APPLICATION NO. 3967 of 2022
IN
SESSIONS CASE NO. 20/2022**

**Applicant-Accused. : Faruq @ Mama Faridbhai Kalubhai
Qureshi.**

Age : 44 Yrs.

Resident of:

House No.B/79, Sankalitnagar,
Beside Kabrastan, Juhapura,
Ahmedabad.

[At present in Judicial Custody at
Sabarmati Central Jail, Ahmedabad].

Vs.

Opponent. : State of Gujarat.

Subject:- Application for Temporary Bail of 30 days.

APPEARANCE :

Mr. S. R. Bhocharia, Ld. Advocate for the applicant-accused.

Mr. A. M. Gulabani, Ld. A.P.P. for the State.

:: O R D E R ::

1. The present application is preferred by the applicant-accused seeking temporary bail for a period of 30 days in connection with

FIR being Cr. No. 11192050210305/2021 registered with **Sanand Police Station** for the offence punishable under **Section 302 of IPC**.

2. Ld. Advocate Mr. S. R. Bhoharia appearing for the applicant-accused has reiterated the contents of the application and submitted that the mother of the applicant-accused namely Abedaben Qureshi has expired on 17.12.2022 and being a son, presence of the applicant-accused is very much needed to attend the post death rituals. It is further submitted that the applicant-accused will abide by all the conditions imposed by this Hon'ble Court and therefore, he may be released on provisional bail for 30 days on humanitarian ground.
3. Ld. A. P. P. Mr. A. M. Gulabani appearing on behalf of the opponent-State has submitted that looking to the facts and circumstances as well as the seriousness of the offence, he may be released on bail for few days with police escort and therefore, prayed to pass appropriate order, in the interest of justice.
4. I have heard Ld. Advocates appearing on behalf of the respective parties. Ld. Counsel for the applicant-accused has submitted that

the mother of the applicant-accused died on 17.12.2022 and the applicant-accused now wants to attend the last rites/rituals of his mother. He has also placed on record a copy of the receipt issued by Medical Certificate with regard to death of mother of the applicant-accused. Hence, without going into the merits of this case and considering the reason cited herein-above, this Court consider it proper in the interest of justice to release the present applicant/accused on provisional bail for 04 days and I pass following order.

::: ORDER :::

1. This Criminal Misc. Application (Temporary Bail) No.3967 of 2022, is hereby **partly allowed**.
2. The **Applicant-accused - Faruq @ Mama Faridbhai Kalubhai Qureshi**, is hereby released on temporary bail **from 17.12.2022 at 17.00 p.m. to 21.12.2022 before 17.00 p.m. under police escort of not less than two armed constables** on executing personal bond of **Rs.10,000/- (Rupees Fifteen Thousand Only)** with one surety of like **amount** before the concerned jail authority, with following conditions.

I The applicant-accused shall give undertaking that he will not hamper or tamper with the

witnesses nor he will try to jump the bail.

II *Not to take undue advantage of his liberty or abuse his liberty during the said date.*

III *Not to act in a manner injurious to the interest of the prosecution.*

IV *Not to tamper with evidence or influence the witnesses concerned.*

V *The applicant-accused shall not give threat to the complainant or witnesses.*

VI *The applicant-accused shall return before the Superintendent, Ahmedabad Central Prison, Sabarmati on completion of the time period i.e. on 21.12.2022 before 17.00 p.m., without fail.*

3. On furnishing personal bond of Rs.10,000/- (Rupees Ten Thousand Only) with one surety of like amount, the Superintendent, Ahmedabad Central Prison, is hereby directed to release the **Applicant-accused - Faruq @ Mama Faridbhai Kalubhai Qureshi** for the above period, **under police escort of not less than two armed constables.**

4. Necessary 'Yaadi' be sent to the concerned Jail Authority.

5. The concerned Jail Authority is hereby directed to furnish detail report after return of the applicant-accused.

Pronounced and signed on today i.e. 17th December, 2022.

Date : 17/12/2022.
Place: Ahmedabad.

[Darshan K. Dave]
2nd Addl. District & Sessions Judge,
Ahmedabad (R) at Mirzapur.
UIC : GJ00519