

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR SUCCESSIVE REGULAR BAIL -
AFTER CHARGESHEET) NO. 8201 of 2026**

=====

MAHALINGAM @ SHIVO @ AFTAB S/O MURUGAYYAN PILLAI

Versus

STATE OF GUJARAT

=====

Appearance:

MR BILAL M RADHANPURWALA(10978) for the Applicant(s) No. 1

MR.WASIM M PATHAN(6802) for the Applicant(s) No. 1

MR HARDIK MEHTA ADDITIONAL PUBLIC PROSECUTOR for the
Respondent(s) No. 1

=====

CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 05/05/2026

ORAL ORDER

Learned Advocate on behalf of the applicant would not press the present application and whereas he would rely upon the order dated 19.12.2025 passed by the Hon'ble Supreme Court in case of co-accused Kalucharan Harikrishna Bahera in Special Leave to Appeal (Cri) No. 20117 of 2025 where the Hon'ble Supreme Court while not entertaining challenge to an order of learned Co-ordinate Bench rejecting the application for regular bail had permitted the said accused to file a fresh bail application if the trial is not concluded within a period of six month.

As against the same, this Court has considered the fact that in case of the said accused, learned Co-ordinate Bench has recorded that the said

accused was under incarceration for a period of five years that is he was arrested in a different offence and thereafter he was arrested in the present case whereas the present applicant is in custody since 07.11.2024 only. Having regard to such a situation, liberty is reserved in favour of the applicant to approach this Court after a period of 9 months if the trial does not progress substantially.

With the above observation, the application stands disposed of.

NIRU

(NIKHIL S. KARIEL,J)