

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR REGULAR BAIL - AFTER
CHARGESHEET) NO. 9643 of 2026**

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HARDIKKUMAR ANILBHAI GOKLANI (THAKKAR)

Versus

STATE OF GUJARAT

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Appearance:

MR RAJ M THAKKAR(12366) for the Applicant(s) No. 1

MR VIRAT G POPAT(3710) for the Applicant(s) No. 1

MR JK SHA ADDITIONAL PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL

Date : 24/04/2026

ORAL ORDER

1. Heard learned Advocate Mr. Virat Popat on behalf of the applicant and learned Additional Public Prosecutor Mr. J.K. Shah on behalf of the respondent-State.

2. The offence being very serious inasmuch as contraband Alprazolam tablets 3000 in number, having been caught from the co-accused and whereas the allegation against the present applicant being that he was the Medical Store owner, who had sold the same to the co-accused.

3. It appears that the offence was registered on 28.02.2026, it would appear that the investigation, into this offence had concluded within a month and charge-sheet was filed on 30.03.2026. While going through the investigation papers, while the investigation, the case against the present applicant is sought to be established on basis of statement of co-accused,

yet, this Court finds that the Investigating Officer has not attempted to trace the link between the Company which had sold the tablets in question and the present applicant. Beyond the said aspect, which would have been very crucial to establish the link between the present applicant and the contraband in question, is conspicuous by its absence in the charge-sheet papers.

5. As against the same apart from the statement of co-accused and some calls between the accused till 13.02.2026 i.e atleast 15 days prior to the date of the incident, and statement of a neighbouring shop owner was taken three days before the date of incident stating that some person in rickshaw had taken a parcel from the shop of the present applicant there does not appear to be any other material. Under such circumstance, since a very cogent material, which could have clearly revealed the role of the present applicant or had exonerated him, being conspicuous by its absence, let the DCP Zone III, examine the investigation papers and report back to the Court as to whether the investigation was as per the established norms in this regard. Let such a report be made available to this Court by the next date i.e on 04.05.2026. List the matter of 04.05.2026.

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(NIKHIL S. KARIEL,J)