

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR SUCCESSIVE REGULAR BAIL -
AFTER CHARGESHEET) NO. 10690 of 2026**

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SAHIL DILIPJI THAKOR

Versus

STATE OF GUJARAT

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Appearance:

MR AM PAREKH FOR MS. ALPA A. PRAJAPATI(10023) for the Applicant(s) No. 1

MR HARDIK SONI ADDITIONAL PUBLIC PROSECUTOR for the Respondent(s)

No. 1

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CORAM:HONOURABLE MR. JUSTICE NIKHIL S. KARIEL**Date : 07/07/2026****ORAL ORDER**

1. Heard learned Advocate Mr. A.M. Parekh on behalf of the applicant and learned Additional Public Prosecutor Mr. Hardik Soni for the respondent-State.

2. Rule. Learned APP waives service of rule on behalf of the respondent-State.

3. The applicant has filed this application under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for enlarging the applicant on Regular Bail in connection with FIR being **C.R. No. 11216009260023 of 2026 registered with Mansa Police Station, District: Gandhinagar** for the offence punishable under Sections 115(2), 118(2), 190, 191(2), 103(1) of the Bhartiya Nyaya Sanhita, 2023.

4. Learned Advocate for the applicant would submit that considering the role attributed to the applicant and nature of allegation levelled, the applicant may be enlarged on regular bail. It is further contended that the applicant is ready and willing to abide by all the conditions that may be imposed by this Court, if released on bail.

5. As against the same, learned APP appearing for the respondent – State has vehemently objected to the grant of regular bail. Learned APP has submitted that looking to the nature of offence and the role attributed to the present applicant, this Court may not exercise the discretion in favour of the applicant and the application may be dismissed.

6. This Court has heard learned advocates appearing on behalf of the respective parties and perused the papers. Following aspects are considered:-

(i) Allegation being that the accused had assaulted the deceased leading to his death.

(ii) Prima facie it would appear that the allegation in the complaint being that the deceased had molested the principal accused, one Anjnaben and whereas Anjnaben, had called her relatives who had reached the spot and whereas it appears that in the altercation that followed, the deceased had been assaulted by the relatives of the said lady as well as certain passers by.

(iii) It would also appear that while most of the accused have been attributed with causing injuries by kick and fist blows, as against the

same, there are some juvenile accused, who have been attributed with a more serious role.

(iv) This Court has noticed that the present applicant, happens to be a friend of the brother of the main accused and whereas he had reached the place upon the request made by relative of the lady hereinabove and whereas it does not appear that the incident was either pre-planned or that the present applicant and the deceased had any prior enmity.

(v) This Court has also considered that the present applicant is 23 years old young person, in custody since 20.01.2026, having no antecedents whatsoever and the charge-sheet being filed.

This Court has taken into consideration the law laid down by the Hon'ble Apex Court in the case of **Sanjay Chandra v. Central Bureau of Investigation** reported in **[2012] 1 SCC 40**.

7. In the facts and circumstances of the case and considering the nature of the allegations made in the First Information Report, without discussing the evidence in detail, prima facie, this Court is of the opinion that this is a fit case to exercise the discretion and enlarge the applicants on regular bail.

8. Hence, the present application is allowed. The applicants are ordered to be released on bail in connection with F.I.R. being **C.R. No. 11216009260023 of 2026 registered with Mansa Police Station, District: Gandhinagar** on executing a bond of **Rs.15,000/- (Rupees Fifteen Thousand only)** with one surety of the like amount to the satisfaction of

the trial Court and subject to the conditions that he shall;

- [a] not take undue advantage of liberty or misuse liberty;
- [b] not act in a manner injurious to the interest of the prosecution;
- [c] surrender passport, if any, to the lower court within a week;
- [d] not leave the State of Gujarat without prior permission of the Sessions Court concerned;
- [e] mark presence once with the concerned Police Station once in a month for a period of six months.
- [f] furnish the present address of residence to the I.O. and also to the Court at the time of execution of the bond and shall not change the residential address without prior intimation to the Investigating Officer.

9. The Authorities will release the applicant only if he is not required in connection with any other offence for the time being. If breach of any of the above conditions is committed, the Sessions Court concerned will be free to take appropriate action in the matter.

10. Bail bond to be executed before the lower Court having jurisdiction to try the case. It will be open for the concerned Court to delete, modify and/or relax any of the above conditions in accordance with law.

11. At the stage of trial, the trial Court shall not be influenced by any observations of this Court which are of preliminary nature made at this stage, only for the purpose of considering the application of the applicants for being released on regular bail.

12. The application is allowed in the aforesaid terms. Rule is made absolute to the aforesaid extent. Direct service is permitted.

(NIKHIL S. KARIEL,J)

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