

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/CRIMINAL MISC. APPLICATION (FOR ANTICIPATORY
BAIL) NO. 10988 of 2026**

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DARSHAN SURESHBHAI JOISAR

Versus

STATE OF GUJARAT

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Appearance:

MR VIRAL V DAVE(3846) for the Applicant(s) No. 1

MR BHARGAV PANDYA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR.JUSTICE P. M. RAVAL

Date : 07/05/2026

ORAL ORDER

1. By way of the present application under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (for short "BNSS"), the applicant has prayed for anticipatory bail in the event of arrest in connection with the FIR being C.R. No. 11824001260529 of 2026 registered with Vyara Police Station, District: Tapi, for the offences punishable under Sections 316(2), 318(4) and 54 of the Bharatiya Nyaya Sanhita, 2023 (BNS).

2. At the outset, the learned advocate for the applicant would submit that the offences alleged in the impugned FIR are the one in which maximum punishment prescribed for is upto 7 years.

Accordingly, on instructions, he states that the applicant is ready and willing to join the investigation and will appear before the investigating officer as per direction of this Court.

3. Considering the above, the applicant is hereby directed to remain present before the Investigating Officer concerned on **14.05.2026** and co-operate with the investigation and if at all the Investigating Officer deems it fit to arrest the applicant, a 7 days' prior notice shall be given to him. Further, the Investigating Officer is directed to scrupulously follow the proposition of law as settled by the Hon'ble Supreme Court in the cases of *Arnesh Kumar v. State of Bihar*, reported in (2014) 8 SCC 273, *Satender Kumar Antil v. Central Bureau of Investigation & Anr.*, reported in (2022) 10 SCC 51 and in *Md. Asfak Alam v. State of Jharkhand & Anr.*, reported in 2023 SCC OnLine SC 892 and also inform about the grounds of arrest, if needed, to learned Magistrate and even the learned Magistrate before mechanically authorizing the detention of the applicant, shall follow the *dictum* of the Hon'ble Supreme Court in the aforesaid decisions.

4. With aforesaid directions, this application stands disposed of. **Direct service** is permitted.

[P. M. Raval, J.]

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