

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR REGULAR BAIL -
BEFORE CHARGESHEET) NO. 12327 of 2026**

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MOHAMMAD SAJID @ MURGI IQBALBHAI QURESHI
Versus
STATE OF GUJARAT

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Appearance:

MR. SOEB R. BHOHARIA(2205) for the Applicant(s) No. 1
VALIMOHAMMED PATHAN(6383) for the Applicant(s) No. 1
MR NIRAJ SHARMA, APP for the Respondent(s) No. 1

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA

Date : 02/06/2026

ORAL ORDER

1. Rule. Learned APP waives service of Rule on behalf of respondent State.
2. The applicant, by way of this application filed under Section 483 of the BNSS, seeks regular bail in connection with the **FIR being C.R. No. 11191028260200 of 2026 registered with Vejalpur Police Station, Dist. Ahmedabad City**, for the offences punishable under Sections 325 of the B.N.S, and under sections 5(1), 5(1)(1A), 6, 6B, 8(2), 8(4) and 10 of the Animal Preservation Act and under section 11(1)(d), 11(1)(e) of the Animal Cruelty Act and under Sections 335 and 392 of the BPMC Act.
3. It is the submission of learned counsel for the applicant that applicant was arrested on 05/05/2026. He further submitted that the applicant has not played any vital role in the alleged offence. Hence, further detention of the applicant is unwarranted.
4. Learned APP has opposed the bail application contending that, considering the conduct of the applicant and nature of accusation, the discretion may not be exercised in favour of the applicant.

5. Having heard the learned counsel for the respective parties and upon perusal of the material placed on record, it appears that the role attributed to the present applicant is that, at the relevant point of time, he was allegedly assigned the duty of keeping watch so as to facilitate the execution of the alleged act of slaughtering the cow. However, the applicant was not found present at the place of occurrence at the relevant time. In the aforesaid circumstances, having regard to the role attributed to the applicant, the nature of the evidence collected in support of the charge, and subject to the imposition of stringent conditions, this Court is of the opinion that the applicant deserves to be enlarged on bail. The trial is likely to take considerable time to conclude and the applicant is available to face the trial. The prosecution has not pointed out any circumstance indicating that further custodial detention of the applicant is necessary. In such circumstances, continued incarceration of the applicant would serve no useful purpose. Hence, the present bail application deserves to be allowed.
6. In such circumstances, considering the role attributable to present applicant herein and evidence in support of charge, without commenting on merits of the matter, I deemed it fit to release the applicant on bail. Hence, present application is allowed.
7. Hence, the applicant is ordered to be released on regular bail in connection with the **FIR being C.R. No. 11191028260200 of 2026 registered with Vejalpur Police Station, Dist. Ahmedabad City**, on executing a personal bond of Rs.10,000/- (Rupees Ten thousands only), with one surety of the like amount to the satisfaction of the learned Trial Court and subject to the conditions that he shall:

I. not take undue advantage of liberty or misuse liberty;

II. not act in a manner injurious to the interest of the

prosecution;

III. not act in a manner injuries to the interest of the prosecution;

IV. not leave India without prior permission of the Sessions Judge concerned;

V. the applicant herein shall not enter into the jurisdiction the area of Vejalpur Police Station, Ahmedabad for a period of six months.

VI. furnish latest address of residence to the Investigating Officer and also to the Court at the time of execution of the bond and shall not change the residence without prior permission of the trial Court;

8. The authorities shall release the applicant if he is not required in connection with the any other offence. If breach of any above condition is committed, the Sessions Judge concerned shall take appropriate action or issue warrant against the applicant. The bail bond to be executed before the learned trial Court having jurisdiction to try the case. It will be open for the sessions judge concerned to delete, modify and/or relax any of the above conditions, in accordance with law. Nothing stated hereinabove, shall tantamount to the expression of any opinion on the merits of this case. Rule is made absolute to the aforesaid extent. Direct service permitted.

Kaushal Rathod

(ILESH J. VORA,J)