

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION (FOR SUCCESSIVE REGULAR BAIL -
AFTER CHARGESHEET) NO. 14508 of 2026**

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VIJAYBHAI S/O RAMANBHAI NARANBHAI CHAUHAN
Versus
STATE OF GUJARAT & ANR.

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Appearance:

MR. JAVED S QURESHI(6999) for the Applicant(s) No. 1
MR JK SHAH, APP for the Respondent(s) No. 1
RULE SERVED for the Respondent(s) No. 2

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CORAM:HONOURABLE MR. JUSTICE NIRAL R. MEHTA

Date : 06/08/2026

ORAL ORDER

1. The present successive application is filed under Section 483 of the BNSS, 2023, for regular bail in connection with FIR being C.R. No.111204068260008 of 2026 registered with Vadtal Police Station, District - Kheda for offence under Sections 137(2), 87, 64(2)(m) of the Bharatiya Nyay Sanhita, 2023 as well as Sections 5(1), 6 and 12 of the POCSO Act.

2. Learned Advocate appearing on behalf of the applicant submits that considering the nature of the offence, the applicant may be enlarged on regular bail by imposing suitable conditions.

3. Learned Additional Public Prosecutor appearing on behalf of the respondent - State has

opposed grant of regular bail looking to the nature and gravity of the offence.

4. Learned Advocates appearing on behalf of the respective parties do not press for further reasoned order.

5. Having heard the learned advocates for the parties and perusing the material placed on record and taking into consideration the facts of the case, nature of allegations, gravity of offences, role attributed to the accused, without discussing the evidence in detail, this Court is of the opinion that this is a fit case to exercise the discretion and enlarge the applicant on regular bail.

6. This Court has considered following aspects:

- (a) The applicant is in jail since 17th February, 2026;
- (b) Investigation is over and the charge-sheet has been filed and no further custodial interrogation is required;
- (c) The investigation is over, no further recovery or discovery is required to be made from the present applicant;

(d) The applicant is aged 19 years and keeping in mind the fact that the incident occurred because of love affair between the applicant and prosecutrix and thereby if the applicant is kept in jail till the conclusion of trial, there shall be cascading effect on the future of a young boy;

(e) Keeping in mind over all pendency of the cases, possibility of conclusion of trial in near future is very blink and thereby, no fruitful purpose will be achieved by keeping the applicant behind the bar during the pendency of trial.

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

8. Hence, the present application is allowed. The applicant is ordered to be released on regular bail in connection with FIR being C.R. No.111204068260008 of 2026 registered with Vadtal Police Station, District - Kheda on executing a

personal bond of Rs.10,000/- (Rupees Ten 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 India without prior permission of the concerned trial court;

[e] mark presence before the concerned Police Station between 1st to 10th day of every English calendar month for a period of six months between 11:00 a.m. and 2:00 p.m.;

[f] furnish the present 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 concerned trial court.

9. The authorities shall 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 Judge concerned will be free to issue warrant or take appropriate action in the matter. 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.

10. At the trial, the Trial Court shall not be influenced by the *prima facie* observations made by this Court in the present order.

11. Rule is made absolute to the aforesaid extent.

12. Registry to communicate this order to the concerned Court/authority by Fax or Email forthwith.

(NIRAL R. MEHTA, J)

ANUP