

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL MISC.APPLICATION (FOR ANTICIPATORY BAIL) NO. 27468  
of 2025**

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JAYESHBHAI BECHARBHAI PATEL  
Versus  
STATE OF GUJARAT

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Appearance:

MINESH D ERINPURIA(8512) for the Applicant(s) No. 1  
MR DURGESH ERINPURIA(5593) for the Applicant(s) No. 1  
MR HARDIK MEHTA, APP for the Respondent(s) No. 1

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**CORAM: HONOURABLE MR. JUSTICE UTKARSH THAKORBHAI  
DESAI**

**Date : 12/01/2026****ORAL ORDER**

1. The applicant who is apprehending arrest at the hands of Naroda Police, has preferred the present application praying for anticipatory bail under Section 482 of the BNSS, 2023. The offence came to be registered by the Naroda Police Station, Ahmedabad vide C.R. No.11191035250881 of 2025, alleged to have been committed under Sections 115(2), 117(2), 296(b) and 54 of the Bharatiya Nyaya Sanhita 2023 as well as under Section 135(1) of the GP Act.

2. Heard learned advocate Mr. Minesh Erinpuria for the applicant, learned advocate Mr. V. K. Bhatia appears for the original complainant and learned APP Mr. Hardik Mehta for the respondent – State.

3. On perusing the investigation papers, it appears that though

there are allegations against the applicant who has been named Jayeshbhai Becharbhai Patel as accused No.1, and the original complainant having been injured and having been admitted to the hospital, it also transpires that, the present applicant had given a written complaint on 14.11.2025 before the Police Commissioner of Naroda Police Station and thereafter on 15.11.2025 to the Police Commissioner, Women Police Inspector of Mahila Police Station, The Chief Minister, CJM Ahmedabad and others, mentioning that the original complainant had visited his house when he was not present and had misbehaved with his daughter and had also given her a slap on her face. It has also been mentioned that, the son of the original complainant had also gone to hit the his daughter with an iron tommy. It is also pertinent to note that, the applicant in the present FIR after having given the two applications before the police authorities on 14.11.2025 and 15.11.2025, the present FIR came to be lodged on 16.11.2025.

4. Learned Advocate Mr. Minesh Erinpuria has also submitted that the applicant is ready and willing to cooperate and participate in the investigation process, and will appear before the Investigating Officer on 19.01.2026.

5. Considering the aforesaid facts and upon going through the investigation papers, it appears to this Court that, opportunity can be granted to the applicant to present himself before the Investigating Officer and cooperate in the investigation.

6. The Investigating Officer is directed to scrupulously follow the proposition of law as settled by the Hon'ble Supreme Court in the case of **Arnesh Kumar Vs. State of Bihar, reported in (2014) 8 SCC 273**, in case of **Satender Kumar Antil Vs. Central Bureau of Investigation & Anr., reported in (2022) 10 SCC 51** and in case of **Md. Asfak Alam Vs. 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.

7. In case, the Investigating Officer needs to arrest the applicant, notice of 7 days shall be given to the applicant prior to such arrest.

8. In view of the above, the present application stands disposed of. Direct service is permitted.

KAJAL

**(UTKARSH THAKORBHAI DESAI, J)**