

ITEM NO.1

COURT NO.7

SECTION II-E

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G SMiscellaneous Application No. 1442/2026 in Cr1.A. No. 1650/2011

UMARMIA ALIAS MAMUMIA

Petitioner(s)

VERSUS

STATE OF GUJARAT

Respondent(s)

(IA No. 112763/2026 - CONDONATION OF DELAY IN FILING & IA
No. 23835/2026 - MODIFICATION)

WITH

MA 1441/2026 in Cr1.A. No. 1702/2011 (II-E)

(FOR APPROPRIATE ORDERS/DIRECTIONS ON IA 24114/2026 & FOR
CONDONATION OF DELAY IN FILING ON IA 112769/2026)

Date : 06-05-2026 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE J.B. PARDIWALA

HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) :

Mr. Sanjay Jain, AOR

Mr. Sunny Sachin Rawat, Adv.

Mr. Amber Jain, Adv.

For Respondent(s) :

UPON hearing the counsel the Court made the following
O R D E R

1. This is an application at the instance of the original appellant, namely Umarmia alias MamuMia, seeking modification of conditions imposed by this Court vide Judgment and Order dated 1-2-2017 in Criminal Appeal No. 1650 of 2011, by which this Court ordered the release of the appellant on bail subject to certain terms and conditions.

2. We take notice of the fact that the applicant before us was arrested in connection with Crime No.I-43 of 1994 registered for the offence punishable under Sections 121, 121A, 122, 123, 124B read with Section 34 of the Indian Penal Code respectively, Sections 25(1A), (1B) and 25(1)(AA) of the Arms Act respectively,

Section 9-B of the Explosives Act and Sections 3, 4, 5, and 6 of the Explosive Substances Act respectively.

3. While releasing the applicant on bail, this Court imposed the following conditions

"a. The Appellant will furnish a bail bond in the sum of Rs.1 lakh (One Lakh only) with one surety for a similar amount.

b. The Appellant will reside at Porbandar and report daily to the City 'B' Division Police Station, Porbandar at 6:00 PM. He shall not leave the territory of Porbandar.

c. If the Appellant is required to attend any Court outside Porbandar the same may be done through video conferencing to be organized by the State. If video conferencing cannot be arranged the Appellant will be produced before any court, if necessary, through Escort by the Police.

d. The Passport of the Appellant shall be surrendered before the Designated Court.

e. The Appellant shall not indulge in tampering of evidence and influencing of witnesses.

f. The State is at liberty to move for cancellation of bail, if the Appellant is found to be tampering with the evidence or causing hindrance to the progress of the trial."

4. The learned counsel appearing for the applicant would submit that it has been now almost nine years that the applicant was ordered to be released on bail. He has strictly abided by all the terms and conditions imposed by this Court so far. He is regularly appearing before the trial court on the dates fixed for the recording of the oral evidence of the witnesses.

5. In such circumstances, the learned counsel submitted that insofar as the condition that the applicant shall report daily to the City 'B' Division Police Station, Porbandar at 6:00 PM is concerned, the same may be suitably modified and the restriction imposed that he shall not leave the territory of Porbandar may also be appropriately modified.

6. On the other hand, the learned counsel appearing for the State submitted that till this date, there has been no complaint against the applicant insofar as compliance of the conditions imposed by this Court is concerned. She has instructions to make a statement that the applicant has been regularly appearing before the trial

court.

7. In view of the aforesaid, we delete the condition imposed by his Court of everyday reporting to the City `B' Division Police Station, Porbandar and make it once in a month till the conclusion of the trial. Insofar as not leaving the territory of Porbandar is concerned, the applicant may leave the territory of Porbandar with the permission of the trial court.

8. With the aforesaid modification, this application stands disposed of.

MA 1441/2026 in Cr1.A. No. 1702/2011

1. Learned counsel appearing for the petitioner has instructions not to press this application and withdraw the same.

2. The application is dismissed as not pressed.

(VISHAL ANAND)
DEPUTY REGISTRAR

(POOJA SHARMA)
COURT MASTER (NSH)