IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC.APPLICATION NO. 19115 of 2020

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MOHSIN RAFIQ PINJARA

Versus

STATE OF GUJARAT

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Appearance:
JAYDEEP H SINDHI(9585) for the Applicant(s) No. 1
MR PRANAV TRIVEDI, ADDL. PUBLIC PROSECUTOR(2) for the Respondent(s) No. 1

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CORAM: **HONOURABLE MS. JUSTICE GITA GOPI**

Date : 16/12/2020

ORAL ORDER

RULE. Mr. Pranav Trivedi, learned Additional Public Prosecutor, waives service of notice of rule on behalf of the respondent State.

1. By way of this application, the applicant has prayed to modify / delete the condition imposed in the order granting bail to the applicant dated 02.11.2020 passed by the Court of learned Additional Sessions Judge, Mahisagar at Lunawada in Criminal Misc. Application No.473 of 2020 by which the applicant has been restrained from entering the territorial limits of Santrampur Taluka for a period of one year from the date of the said order.

2. It has been submitted on behalf of the applicant that the applicant is having a business at Santrampur and is the sole breadwinner of his family. On account of the above condition

imposed by the trial Court, the applicant is facing grave hardships and has, therefore, requested to delete or modify the said condition.

3. Heard learned advocates on both the sides and perused the material on record. By way of the impugned order, the applicant herein was released on regular bail in connection with the complaint being C.R. No.I-1299 of 2020 registered with Santrampur Police Station for offence punishable under section 307 IPC. Considering the facts and circumstances of the case and when scores of businesses have been affected on account of the prevailing pandemic, this Court deems it appropriate to modify the said condition.

4. In the result, the application is partly allowed. The condition No.(2)b of the impugned order is modified to the extent that the applicant shall not enter the territorial limits of Santrampur Taluka until the charge-sheet is filed. Rest of the order remains unaltered. The application stands disposed of accordingly. Rule is made absolute to the above extent.

(GITA GOPI,J)

DIPTI PATEL