IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

R/CRIMINAL MISC.APPLICATION (FOR REGULAR BAIL - AFTER CHARGESHEET) NO. 12373 of 2026

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BEKAKHAN S/O. JUMMAKHAN ALIKHAN PATHAN

Versus

STATE OF GUJARAT

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Appearance:
KUMAR H TRIVEDI(9364) for the Applicant(s) No. 1
MR. RONAK RAVAL. ADDL. PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:**HONOURABLE MR. JUSTICE ILESH J. VORA**

Date : 03/06/2026
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. 11195019260384 of 2026 registered with Deesa Rural Police Station, Dist. Banaskantha,** for the offences punishable under Sections 65(A)(E), 116-B, 81, 83 and 98(2) of the Prohibition Act.

3. It is the submission of learned counsel for the applicant that he is suffering confinement since **29.03.2026.** 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 applicant herein found in the car which was piloting a truck as alleged in the case papers. However, the fact remains that nothing has been found or recovered from the applicant herein and he has no past antecedents of like nature. In such circumstances, I am inclined to exercise discretion in favour of the applicant, as keeping the applicant behind bars would not serve any useful purpose. Hence, the bail application is allowed.

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.

6. Hence, the applicant is ordered to be released on regular bail in connection with the **FIR being C.R. No. 11195019260384 of 2026 registered with Deesa Rural Police Station, Dist. Banaskantha,** 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:

No.	Conditions
(a)	not take undue advantage of liberty or misuse liberty;
(b)	not act in a manner injuries to the interest of the

	prosecution;
(c)	surrender passport, if any, to the lower court within a week;
(d)	not leave India without prior permission of the Sessions Judge concerned;
(e)	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;

7. 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.

(ILESH J. VORA,J)

Mehul Desai

Original copy of this order has been signed by the Hon'ble Judge.
Digitally signed by: MEHULKUMAR BHIMABHAI DESAI(HCD0075), ENGLISH STENOGRAPHER GRADE TWO CLASS TWO, at High Court of Gujarat on 03/06/2026 11:30:43