

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**CRIMINAL MISC.APPLICATION NO.16686 of 2019**

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PARSHOTTAM BACHUBHAI DHAVAL THRO RASHMI SUNILBHAI RAKANI
Versus
STATE OF GUJARAT

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Appearance :
MS.AKSHITABA SOLANKI for the Applicant.
MS NISHA THAKORE, Additional Public Prosecutor for the Respondents.

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CORAM : HONOURABLE MR.JUSTICE A.J.DESAI

Date : 30/08/2019
ORAL ORDER

1. Rule. Learned Additional Public Prosecutor waives service of rule on behalf of respondent – State.
2. By way of the present application, the applicant has prayed to release him on temporary bail on the ground of death of his brother-in-law who passed away on 27.8.2019. A copy of death certificate is produced on record.
3. I have gone through the Jail record of the under-trial prisoner and perused the documents produced along with the application as well as considered the averments made in this application. I have also considered the fact that on the last three occasions, when he was released on temporary bail, he remained absconded for 13, 34 and 05 days respectively. His jail conduct is found to be good.
4. Considering the aforesaid facts and circumstances of the case and looking to the jail record of the under-trial prisoner, I

am of the opinion that the application requires consideration and the same is allowed. The under-trial prisoner shall be released on **temporary bail** for a period of **ten days** from the date of his actual release, on executing personal bond of **Rs.10,000/- (Rupees Ten Thousand)** before the Jail authority and on usual terms and conditions as may be imposed by the Jail Authority. **The applicant is directed to deposit an amount of Rs.10,000/- with the Jail Authority. If the applicant fails to surrender in time, the amount of Rs.10,000/- that may be deposited by the applicant shall be forfeited. If the applicant surrenders in time, then the said amount be refunded to the applicant.** The applicant to mark his presence before the concerned Police Station **twice** in a week during his temporary release period. Under-trial Prisoner to surrender before Jail Authority on completion of temporary bail, without fail. Rule is made absolute to the aforesaid extent.

Direct service is permitted **today**.

(A.J.DESAI, J.)

SAVARIYA