

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/CRIMINAL MISC.APPLICATION NO. 20745 of 2019**

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IMTIAZ IBRAHIM DAL

Versus

STATE OF GUJARAT

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Appearance:

ANURAG R RATHOR(9315) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MR LB DABHI, ADDL. PUBLIC PROSECUTOR(2) for the

Respondent(s) No. 1

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CORAM: **HONOURABLE MR.JUSTICE A.C. RAO****Date : 29/10/2019****ORAL ORDER**

1. Rule. Mr. L.B. Dabhi, learned APP waives service of Rule on behalf of the respondent – State.

2. The present application has been filed by the applicant seeking his temporary bail for a period of 10 days on the ground that his nephew is getting married on 06.11.2019 and the other functions are starting from 03.11.2019.

3. It appears from the documents produced on record that the applicant had preferred Criminal Misc. Application No.288 of 2019 before the 2nd Additional Sessions Judge, Una and the same was partly allowed and the application was granted temporary bail for a period of six days i.e. from 02.11.2019 to 07.11.2019 vide order dated 24.10.2019 with police escort at the cost of the applicant. The present application has been filed seeking temporary bail without police escort for 10 days.

It is contended by the learned advocate for the applicant that the applicant is behind the bars since his date of arrest.

4. On the other hand, Mr. L.B. Dabhi, the learned APP has vehemently opposed this application contending that no modification is required in the order passed by the trial court.

5. Having regard to the contents of the application and the submissions made by the learned advocate for the respective parties, I am of the view that the condition imposed by the trial court is harsh and therefore, the application requires consideration. Hence, the applicant is directed to be released on temporary bail for a period of **FOUR days from 04.11.2019 to 07.11.2019 without police escort** on his furnishing personal bond of Rs. 10,000/- to the satisfaction of the Jail authority and on usual terms and conditions. On completion of the above period of four days, **the applicant shall surrender before the concerned Jail authority on 07.11.2019 by 5 o'clock. The applicant shall mark his presence to the nearest police station everyday till he surrenders.**

6. The present application is disposed of. Rule is made absolute to the aforesaid extent. Direct service is permitted.

(A. C. RAO, J)

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