

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD****R/CRIMINAL MISC.APPLICATION NO. 7381 of 2020**

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MAQSUD @ MAKSHA SHABBIR AKA  
Versus  
STATE OF GUJARAT

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Appearance:

ADITYA R GUNDECHA(8869) for the Applicant(s) No. 1

for the Respondent(s) No. 2

MR. HARDIK SONI, APP for the Respondent(s) No. 1

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**CORAM: HONOURABLE MR.JUSTICE B.N. KARIA**

**Date : 29/05/2020**

**ORAL ORDER**

Rule returnable forthwith. Learned Additional Public Prosecutor waives service of Rule on behalf of the respondent – State of Gujarat.

The present application has been filed by the applicant to release him on temporary bail for a period of four weeks on the ground to financially assist his family members in prevailing situation of COVID-19.

I have heard learned advocate for the applicant and learned Additional Public Prosecutor for the respondent-State.

Learned advocate for the applicant submits that in prevailing situation of COVID-19, his family members are

required his presence to financially assist them and thus, temporary bail may be granted to the applicant.

Learned APP for the respondent-State has strongly opposed for grant of temporary bail to the present applicant and submitted that applicant is involved in serious offence and therefore, on the ground raised by him to release on temporary bail, no prayer can be granted by this Court. He further submits that lastly, present applicant was released on temporary bail for 4 days from 25.04.2019 to 29.04.2019. Hence, it is requested to dismiss this application.

Considering the aforesaid facts and circumstances of the case and having heard learned advocates for the respective parties, I am of the opinion that the application requires consideration and the same is partly allowed.

The applicant shall be released on temporary bail for a period of **two weeks** from the date of his actual release, on executing personal bond of **Rs.5,000/-** (Rupees Five Thousand only) before the Jail authority and on usual terms and conditions.

The applicant shall mark his presence once in a week

before the concerned police station between 9.00 a.m to 4 p.m. The applicant shall surrender to the Jail Authority after completion of temporary release, without fail. During the period of temporary bail, the applicant shall not abuse the liberty granted to him and shall maintain law and order.

Rule is made absolute to the aforesaid extent.

The Registry is directed to communicate this order to the concerned jail authority by fax or e-mail.

**(B.N. KARIA, J)**

Pallavi