

**IN THE HIGH COURT OF GUJARAT AT AHMEDABAD
R/CRIMINAL MISC.APPLICATION NO. 15160 of 2020**

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TEJASKUMAR KAMLESHBHAI @ KANUBHAI PATEL

Versus
STATE OF GUJARAT

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Appearance:

MS GAYATRIBA B JADEJA(5152) for the Applicant(s) No. 1

NOTICE SERVED(4) for the Respondent(s) No. 2

MS. M.H .BHATT, APP for the Respondent(s) No. 1

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

Date : 29/10/2020

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 30 days on the ground of agricultural purpose.

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

Learned advocate for the applicant submits that applicant's father and brother both are involved in the same FIR and applicant's family is depending on agricultural land and now, there is no responsible person to look after the agricultural land and his economic condition is not so good 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. Hence, it is requested to dismiss this application.

Considering the aforesaid facts and circumstances of the case as well as 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 **one week** 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.

During his release period, the applicant shall mark his presence twice in a week before the concerned police station between 9:00 a.m to 4:00 p.m. and shall not leave the State of Gujarat. 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.

MAYA S. CHAUHAN

(B.N. KARIA, J)