



**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

D.B. Criminal Misc. Application No. 485/2025

Asharam @ Ashumal S/o Sh. Thewardas, Aged About 86 Years, R/o Sant Shri Asharambapu Ashram, Motera Road, Sabarmati, P.S. Chandkheda, District Ahmedabad (Gujarat).
(Presently On Interim Bail till 12th August, 2025)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	: Mr. Nishant Bora Mr. Dharmendra Kumar Mishra Mr. Yashpal Singh Rajpurohit Mr. J.R. Lohiya Mr. Meetaksh Dadhich Mr. Neeraj Deswal Mr. Bharat Sain Mr. Dheeraj Jangid Mr. Rakesh Gehlot
For Respondent(s)	: Mr. Deepak Choudhary, GA cum AAG Mr. P.C. Solanki

**HON'BLE MR. JUSTICE DINESH MEHTA
HON'BLE MR. JUSTICE VINIT KUMAR MATHUR**

Order

27/08/2025

I.A.No.03/2025:-

1. For the reasons stated, the application for taking additional documents on record, is allowed.
2. The additional documents are taken on record.

D.B. Criminal Misc. Application No. 485/2025:-

1. In view of the changed circumstances and passing of substantial time since we granted temporary bail (14.01.2025), on 11.08.2025, we directed the Medical Superintendent of Civil Hospital, Ahmedabad to constitute a



Medical Board and examine the applicant's health condition to ascertain as to whether he requires hospitalization or continuous medical attendance.

2. Pursuant to the direction so given, the competent authority of the Civil Hospital, Ahmedabad constituted a Medical Board to assess applicant's health condition.

3. On 18.08.2025, the applicant was taken to the Medical Board of the Civil Hospital, Ahmedabad, which assessed his health condition and observed thus:-

"Vide above subject & reference Male/86 years old Mr. Asharam @ Ashumal was examined by expert committee. He was referred and opinions were taken from:

- 1. Dr. Somesh Singh, Associate Professor & I/C HOD, Orthopedics*
- 2. Jayprakash, Physiotherapist*
- 3. Dr. Bhunit Patel, Gastroenterologist, CHA*
- 4. Dr. Vivek Kute, Professor Nephrology, IKDRC, Ahmedabad*
- 5. Dr. Himesh, Professor & HOD, General Surgery, CHA*
- 6. Dr. Dhawal Desai, Associate Professor, Urology, CHA*

As per history given by patient himself, review of unattested photocopies of medical documents (submitted by Dr. Sachit Bhola through RMO, CH Ahmedabad which showed different names of the patient on various documents) and laboratory as well as radiological investigations carried out in our hospital:

- 1. He has consulted multiple times and took OPD & indoor treatments mainly at AIIMS, Jodhpur.*
- 2. He has extensively travelled and consulted in Allopathic and Ayurvedic hospitals in many cities across Bharat like Ahmedabad, Indore, Jodhpur, Jaipur, Rishikesh etc. without regular follow up at one or two hospitals especially in last 3-4 months.*



3. In almost all submitted documents, his clinical conditions appear to be stable.

4. Mr. Asharam @ Ashumal is suffering from Ischemic Heart Disease, Controlled Hypertension & Diabetes Mellitus, Hypothyroidism, Benign Prostatic Hypertrophy.

5. He is clinically stable at present. He does not require hospitalization or continuous medical attendance at present.

Thanking You.

1. **Dr. Kamlesh J. Upadhyay** **Chairman** **Sd/-**
Professor and Head,
Department of Medicine,
B.J. Medical College & Civil Hospital, Ahmedabad

2. **Dr. Sibasis Sahoo** **Member** **Sd/-**
Professor, Department of Cardiology,
U.N. Mehta Institute of Cardiology
& Research Centre, Ahmedabad

3. **Dr. Vishal Sharma** **Member** **Sd/-**
Professor, Department of Cardiology,
U.N. Mehta Institute of Cardiology
& Research Centre, Ahmedabad

4. **Dr. Shuchit Pandey** **Member** **Sd/-**
Associate Professor (Neurology)
B.J. Medical College and Civil Hospital,
Ahmedabad"

4. Mr. Bora, learned counsel for the applicant, at this juncture, submits that on 21.08.2025, the applicant was taken to the All India Institute of Medical Sciences, Jodhpur (AIIMS) and the Doctors of AIIMS have given a report about applicant's deteriorating health condition.

5. Considering that the Medical Board comprising of as many as six (four as contended by the applicant) doctors pursuant to this Court's order dated 11.08.2025 have opined that the applicant is clinically stable at present and does not



require hospitalization and continuous medical assistance, we are of the view that the extension of interim bail granted to the applicant is not warranted.

6. The application for extension of interim bail is, therefore, rejected, however, subject to the following conditions:-

(i) The Jail Superintendent shall allow the applicant to have necessary movements on wheel chair which shall be provided by the applicant.

(ii) The Jail Superintendent shall deploy one person for continuous assistance of the applicant and to operate the wheel chair.

7. The applicant shall have to surrender on or before at 11:00 a.m. on 30.08.2025.

8. Needless to observe that if applicant's health condition deteriorates or any exigency arises, the Jail Authority shall immediately take him to the All India Institute of Medical Sciences, Jodhpur.

9. In case, any occasion so arises, the applicant shall be at liberty to move fresh application in accordance with law.

(VINIT KUMAR MATHUR),J

(DINESH MEHTA),J

1-akansha/-