

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 658/2026

Deena Ram S/o Budha Ram, Aged About 31 Years, Resident Of
Palli, Police Station Matoda, District Phalodi, Rajasthan (At
Present Lodged In District Jail Jaisalmer)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. Dilip Sharma
For Respondent(s) : Mr. Narendra Gehlot, PP

HON'BLE MR. JUSTICE MUKESH RAJPUROHIT

Order

19/01/2026

The present interim bail application under Section 483 of BNSS (439 Cr.P.C.) has been filed by the petitioner who has been arrested in the present matter. The requisite details of the matter are tabulated herein below:

S. No.	Particulars of the case	
1.	FIR Number	171/2025
2.	Police Station	Lohawat
3.	District	Phalodi
4.	Offences alleged in the FIR	Sections 8, 18 & 22 of NDPS Act
5.	Offences added, if any	Section 29 of NDPS Act

Learned counsel for the petitioner submits that the petitioner's wife, namely, Smt. Chothi Devi is suffering from heart ailment and is in need of immediate medical intervention i.e. angiography/angioplasty. It is further submitted that there is no other male member in the petitioner's family to attend to domestic

responsibilities. The petitioner's wife has also been medically advised hospitalisation; however, she is unable to secure admission or manage the same on her own in the absence of the petitioner. In support of his contentions, learned counsel for the petitioner has relied upon the medical reports of petitioner's wife. It is therefore prayed that the petitioner may be released on interim bail for a period of 60 days.

This Court, vide order dated 16.01.2026, directed learned Public Prosecutor to submit medical report regarding ailment of the petitioner's wife.

Today, learned Public Prosecutor has produced a report dated 19.01.2026 received from the office SHO, Police Station Matoda, District Phalodi, alongwith numerous medical documents. A perusal whereof indicates that the petitioner's wife had been advised hospitalisation, however, due to absence of attendant, she could not be admitted. The said report be taken on record.

Learned Public Prosecutor has opposed interim bail, however, he has not disputed the factum of ailment of the petitioner's wife.

Having heard learned counsel for the parties and considered the facts and circumstances of the case, so also the fact that the petitioner's wife is suffering from heart ailment and has been advised to undergo angiography/angioplasty, without expressing any opinion on merits/demerits of the case, this Court deems it just and proper to grant interim bail to the accused petitioner for a period of 30 days.

Accordingly, interim bail application filed under Section 483 of BNSS (439 Cr.P.C.) is allowed and it is ordered that the

accused-petitioner as named in the cause title, arrested in connection with the above mentioned FIR, shall be released on interim bail for a period of **30 days**, subject to the condition that the petitioner shall deposit **Rs. 3,00,000/-** with the concerned Superintendent of Jail and furnishes two sound and solvent sureties in the sum of **Rs.1,00,000/- (out of which one surety will be a close relative of the petitioner)** each to the satisfaction of learned trial court for his surrender on completion of 30 days from the date of actual release.

If the petitioner surrenders within the stipulated period before the concerned Jail, then amount so deposited before the Superintendent of Jail concerned shall be refunded back to him whereas, if the petitioner fails to surrender within the stipulated period, then amount so deposited shall be forfeited immediately.

Let this bail application be again listed on 21.02.2026. Learned Public Prosecutor shall be required to submit the compliance report of the order whether petitioner has surrendered or not.

(MUKESH RAJPUROHIT),J