

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

S.B. Criminal Miscellaneous Bail Application No. 897/2026

Rajkumar Alias Raju S/o Suresh Kumar, Aged About 29 Years,
Brahmnagar, Police Station Taranagar, Tehsil Taranagar, District
Churu Raj. (At Present Lodged At Dist. Jail Churu)

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. Birbal S/o Ganesharam Sansi, Ladhasar, Ratangarh,
Churu Raj.

-----Respondents

For Petitioner(s) : Mr. Naresh Kumar

For Respondent(s) : Mr. Hathi Singh Jodha, PP

HON'BLE MR. JUSTICE PRAMIL KUMAR MATHUR

Order

26/02/2026

1. Despite service of notice, nobody appears on behalf of complainant/respondent No.2.
2. The petitioner has filed this bail application under Section 483 of BNSS in FIR No.266/2025 registered at Police Station Ratangarh, District Churu for offence under Sections 137(2), 61, (2) of BNS and Section 5(L)/6 POCSO Act.
3. Heard learned counsel for the petitioner as well as learned Public Prosecutor and perused the material available on record.
4. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case. He further submits that at the time of incident, victim was 17 and half years of age. He further submits that testimony of victim has been recorded before

trial court and in the trial Court, she turned hostile and not supported the story of prosecution. Therefore, in view of above circumstances, there is no incriminating evidence against the petitioner. He again submits that the petitioner is behind the bars since 17.07.2025 without any criminal past and charge-sheet has been filed. The trial of the case may take considerable time and no further custodial interrogation is required, hence the bail application of the petitioner may be allowed.

5. Learned Public Prosecutor has vehemently opposed the bail application.

6. On consideration of the rival submissions and material available on record and in the light of submission made by learned counsel for the petitioner but without expressing any opinion on merits/demerits of the case, I am inclined to grant benefit of bail to the petitioner.

7. Consequently, the bail application under Section 483 B.N.S.S. is allowed and it is directed that the petitioner **Rajkumar Alias Raju S/o Suresh Kumar**, be released on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties in the sum of Rs.25,000/- each to the satisfaction of the learned trial court with the stipulation that he shall appear before that Court on all subsequent dates of hearing till conclusion of the trial.

(PRAMIL KUMAR MATHUR),J