

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

S.B. Criminal Miscellaneous Bail Application No. 1438/2026

1. Sachin Kumar S/o Ram Lal, Aged About 22 Years, R/o Gumanpura Phala Lambi Ved Police Station Kalyanpur District Udaipur. (At Present Lodged In District Jail Dungarpur)
2. Vikaram S/o Babu Lal, Aged About 20 Years, R/o Jaipura Police Station Kalyanpura District Udaipur. (At Present Lodged In District Jail Dungarpur)

-----Petitioners

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Jitendra Ojha
For Respondent(s)	:	Mr. Hanuman Singh, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

24/02/2026

1. This application for bail has been filed by the petitioners under Section 483 of BNSS (old Section 439 of Cr.P.C.). The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	2/2026
2.	Date of lodging FIR	06.01.2026
3.	Concerned Police Station	Kalyanpur(Udaipur)
4.	District	Udaipur
5.	Offences alleged in the FIR	309(6) and 3(5) of BNS, 2023
6.	Offences added, if any	310(2) and 111(2)(b) of BNS, 2023

2. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the case and false allegations have been levelled against them. The offences alleged against the petitioners in the FIR are triable by Magistrate. He also submits that there is no criminal antecedents against petitioner No.1 and there is only one case pending against petitioner No.2; investigation has already been completed and challan has been filed. The petitioner No.1 is in judicial custody since 10.01.2026 and petitioner No.2 is in judicial custody since 11.01.2026 and the trial will take sufficiently long time, therefore, they deserve to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application, however, not in a position to refute the fact that offences alleged against the petitioners are triable by Magistrate.

4. Heard learned counsel for the petitioners and learned Public Prosecutor and perused the material available on record.

5. Having considered the rival submissions, facts and circumstances of this case and after perusing the challan so also the fact that the offences alleged against the petitioners are triable by Magistrate; investigation has already been completed and challan has been filed; the petitioner No.1 is in judicial custody since 10.01.2026 and petitioner No.2 is in judicial custody since 11.01.2026, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioners behind the bars for an indefinite period as the trial will take sufficiently long time. Thus, without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the bail application filed by the petitioners deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioners- **Sachin Kumar S/o Ram Lal** and **Vikaram S/o Babu Lal**, shall be released on bail in connection with the aforesaid FIR; provided they execute personal bond in the sum of Rs.50,000/- each with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for their appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

7. It is however, made clear that findings recorded/observations made above are for limited purposes of adjudication of bail application. The trial court shall not get prejudiced by the same.

(SUNIL BENIWAL),J