

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Appeal (Sb) No. 238/2026

Mohan Lal S/o Sohan Lal, Aged About 25 Years, R/o Shekhchuliya, Police Station Pallu, District Hanumangarh (At Present Lodged In District Jail Hanumangarh)

-----Appellant

Versus

1. State Of Rajasthan, Through PP
2. Bhawna D/o Buddha Ram, R/o Shekhchuliya, Police Station Pallu, District Hanumangarh.

-----Respondents

For Appellant(s) : Mr. Achala Ram

For Respondent(s) : Mr. RS Chundawat, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

26/02/2026

1. The jurisdiction of this Court has been invoked by way of filing an appeal under Section 14-A(2) of SC/ST (Prevention of Atrocities) Act at the instance of accused-appellant. The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	152/2025
2.	Concerned Police Station	Pallu
3.	District	Hanumangarh
4.	Offences alleged in the FIR	Section 115(2), 126(2), 3(5) of BNS, 2023
5.	Offences added, if any	Section 109(1), 61(2) of BNS, 2023 and 3(2)(v), 3(2)(va) of SC/ST Act
6.	Date of passing of impugned order	28.01.2026

2. It is contended on behalf of the accused-appellant that no case for the alleged offences is made out against him and his incarceration is not warranted. There are no factors at play in the case at hand that may work against grant of bail to the accused-appellant and he has been made an accused based on conjectures and surmises.
3. It is argued that the allegation made against the present appellant is that appellant intentionally hit the injured persons namely Surendra and Bhawna who were travelling on the motorcycle. While referring to the injury report, learned counsel submits that the injuries sustained by both the injured are simple in nature. Based on these submissions, it is argued that the appellant, who is in judicial custody since 12.01.2026, is entitled to be enlarged on bail as the trial will take sufficiently long time to conclude.
4. Contrary to the submissions of learned counsel for the appellant, learned Public Prosecutor opposes the appeal and submits that the present case is not fit for enlargement of accused on bail. However, he is not in a position to refute the fact that the injuries sustained by injured persons are simple in nature.
5. Heard learned counsel for the appellant and learned Public Prosecutor and perused the material available on record.
6. Considering the submissions made by learned counsel for both the parties and the facts and circumstances of the case, and the challan papers so also the fact that the injuries

sustained by injured persons are simple in nature and appellant is in judicial custody since 12.01.2026, this Court is of the considered view that no fruitful purpose would be served by keeping the appellant behind bars for an indefinite period. Thus, without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the appeal filed by the appellant deserves to be allowed.

7. Consequently, the instant appeal is allowed. The impugned order dated 28.01.2026 passed by the learned Special Judge, SC/ST (Prevention of Atrocities) Cases, Hanumangarh is set aside. It is ordered that the accused-appellant-**Mohan Lal S/o Sohan Lal** arrested in connection with aforesaid FIR, shall be released on bail, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs. 25,000/- each to the satisfaction of the learned trial Court with the stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.
8. 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