

RAJASTHAN HIGH COURT

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HIGH COURT OF JUDICATURE FOR RAJASTHAN AT

JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 1729/2026

Nitesh S/o Harishankar Kumawat, Aged About 22 Years, Resident Of Ghatiyavali P.s. Shambhupura District Chittorgarh. (At Present Lodged In District Jail, Chittorgarh)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. Raghuveer Singh Chundawat
For Respondent(s) : Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL
Order

25/02/2026

1. This application for bail has been filed by the petitioner 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	440/2025
2.	Date of lodging FIR	08.12.2025
3.	Concerned Police Station	Sadar Chittorgarh
4.	District	Chittorgarh
5.	Offences alleged in the FIR	Section 140(3), 189(2), 109(1), 127(2) and 115(2) of the BNS.
6.	Offences added, if any	Section 281 of BNS.

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case and false allegations have been levelled against him. Petitioner was not named in the FIR. The injury caused to the injured, is reported to be simple in nature. The petitioner is in judicial custody since 06.01.2026 and the trial will take sufficiently long time, therefore, he deserves to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application.

4. Heard learned counsel for the petitioner 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 case diary so also the fact that injury inflicted upon the injured is simple in nature; petitioner is in judicial custody since 06.01.2026, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioner 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 petitioner deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioner- **Nitesh S/o Harishankar Kumawat**, shall be released on bail in connection with the aforesaid FIR; provided he executes personal bond in the sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for his 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