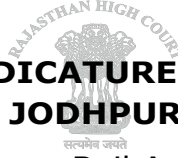




**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**



S.B. Criminal Miscellaneous Bail Application No. 1933/2026

1. Kuldeep Singh S/o Magan Singh, Aged About 44 Years,
Resident Of Tambettara, Police Station Kushalgarg,
District Banswara Rajasthan.
(Lodged In Dist. Jail Banswara)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Hitendra Singh
For Respondent(s)	:	Mr. Ramesh Devasi, PP

HON'BLE MR. JUSTICE SANDEEP SHAH (VACATION JUDGE)

Order

08/06/2026

1. The applicant has filed the present bail application being aggrieved against the order dated 02.02.2026 passed by the learned Additional Sessions Judge, Banswara in Criminal Miscellaneous Case No.15/2026, whereby the bail application filed by the accused-applicant under Section 483 of B.N.S.S. was rejected. The accused-applicant is behind the bars, pursuant to the F.I.R. No.38/2026 registered at Police Station Kushalgarh, Banswara, for the offences punishable under Sections 126(2), 115(2), 109(1), 74 and 3(5) of BNS.
2. Heard learned counsel for the parties and perused the material available on record.
3. Learned counsel for the applicant submits that the incident occurred at the residence of the accused and the applicant was not the aggressor, rather the complainant along with several other



persons came to the house of the accused due to which the incident happened. He further submits that as per the injury report, the injury caused by a sharp-edged weapon i.e sword was found to be simple in nature and therefore, the necessary ingredients of the offence under Section 307 are not made out. He further submits that the accused is behind the bars since 24.01.2026 and no recovery is to be made and even the charge-sheet has been filed. He, therefore, implores this Court to allow the present Criminal Miscellaneous Bail Application.

4. *Per contra*, learned Public Prosecutor opposes the application and submits that considering the fact that the weapon used was sword and the injury has been caused upon the vital part of the body i.e on the head, the applicant does not deserve to be enlarged on bail.

5. Having considered the arguments advanced by both the sides and having regard to the facts and circumstances of the case, including the facts that the alleged injury has been found to be simple in nature, the incident took place at the house of the accused, the trial will take long time and the applicant is behind the bars since 24.01.2026, without expressing any opinion on merits/demerits of the case, this Court is inclined to enlarge the applicant on bail.

6. Consequently, the bail application under Section 483 B.N.S.S. is **allowed**. It is ordered that the accused-applicant **Kuldeep Singh S/o Magan Singh** arrested in connection with F.I.R. No.38/2026 registered at Police Station Kushalgarh, Banswara, shall be released on bail, if not wanted in any other



case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial Court, for his appearance before that Court on each & every date of hearing and whenever called upon to do so till completion of the trial.

7. It is further, made clear that the findings recorded/observations made hereinabove are for limited purposes of adjudication of bail application, and the same shall not prejudice the trial of the case in any manner.

(SANDEEP SHAH),VJ

20-charul/-