

RAJASTHAN HIGH COURT

PUR

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODH-
PUR

S.B. Criminal Miscellaneous Bail Application No. 2353/2026

Suresh S/o Bheemraj, Aged About 27 Years, R/o Manpuriyon Ka
Gudha, P.s. Kun, District Salumbar Raj.. (In Judicial Custody At
District Jail, Chittorgarh)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s) : Ms. Deepika Soni

For Respondent(s) : Mr. Lalit Kishore Sen, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

23/02/2026

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 de-
tails of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	109/2025
2.	Date of lodging FIR	09.08.2025
3.	Concerned Police Station	Mangalwad
4.	District	Chittorgarh
5.	Offences alleged in the FIR	Sections 305(a), 305(c) and 331(4) of BNS, 2023
6.	Offences added, if any	--

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. The offences alleged against the
petitioner are triable by Magistrate. She further submits that
investigation has already been concluded and challan has been

filed. The petitioner is in judicial custody since 11.08.2025 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 and submits that the petitioner is having criminal antecedents of like nature, therefore, he may not be enlarged on bail. However, he is not in a position to refute the fact that the offences alleged are triable by Magistrate.

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 so also the fact that the offences alleged are triable by Magistrate, 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- **Suresh S/o Bheemraj** 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

52-Ashutosh/-