

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

S.B. Criminal Miscellaneous Bail Application No. 2442/2026

Dariyav Singh S/o Lakha Singh, Aged About 46 Years, Resident
Of Biliyawas Javaja, Police Thana Baar, Shekhawas, District Be-
wear Raj.. (Presently Lodged In District Jail Dungarpur)
-----Petitioner

Versus
State Of Rajasthan, Through PP
-----Respondent

For Petitioner(s) : Mr. Veer Bajrang Singh for
Mr. JVS Deora
For Respondent(s) : Mr. Hanuman Singh Prajapat, 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 details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	55/2026
2.	Date of lodging FIR	08.02.2026
3.	Concerned Police Station	Bichiwara
4.	District	Dungarpur
5.	Offences alleged in the FIR	Section 19/54 of the Rajasthan Excise Act
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 are triable by Magistrate and petitioner has no criminal antecedents. The petitioner is in judicial custody since 08.02.2026 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. However, he is not in a position to refute the fact that

the offence alleged is triable by Magistrate and there are no criminal antecedents of the present petitioner.

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 offence alleged is triable by Magistrate and petitioner has no criminal antecedents, 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 BASS is allowed. It is ordered that petitioner- **Dariyav Singh S/o Lakha Singh** 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