

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 2541/2026

Vijay S/o Bhanwarlal, Aged About 32 Years, R/o Rajpuriya, P.s. Hathuniya Hal Devnagar, District Pratapgarh. (At Present Lodged In District Jail, Pratapgarh.)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 2542/2026

Ravi Alias Rahul S/o Bhanwarlal, Aged About 30 Years, R/o Rajpuriya, P.s. Hathuniya Hal Devnagar, District Pratapgarh. (At Present Lodged In District Jail Pratapgarh)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Pradhyumn Singh for Mr. Vijay Gaur
For Respondent(s)	:	Mr. Lalit Kishor Sen, PP Mr. OP Choudhary, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

25/02/2026

1. This application for bail has been filed by the petitioners 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	63/2026
2.	Date of lodging FIR	10.02.2026
3.	Concerned Police Station	Pratapgarh
4.	District	Pratapgarh

5.	Offences alleged in the FIR	Section 19/54 of the Rajasthan Excise Act, 1950
6.	Offences added, if any	Section 112 of BNS, 2023

2. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the case and false allegations have been levelled against them. The offence alleged against the present petitioners is triable by Magistrate. Petitioner – Ravi alias Rahul has no criminal antecedents and petitioner – Vijay has only one case pending against him. The petitioners are in judicial custody since 09.02.2026 and the trial will take sufficiently long time, therefore, they deserve to be enlarged on bail.
3. Learned Public Prosecutor vehemently opposes this bail application and submits that petitioner – Vijay has criminal antecedent of like nature. However, he is not in a position to refute the fact that alleged offence against the present petitioners is triable by Magistrate.
4. Heard learned counsel for the petitioners 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 offence alleged against the present petitioners is triable by Magistrate, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioners 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 applications filed by the petitioners deserve to be accepted.

6. Accordingly, the bail applications filed under Section 483 of BNSS is allowed. It is ordered that petitioners- **Vijay S/o Bhanwarlal** and **Ravi Alias Rahul S/o Bhanwarlal**, shall be released on bail in connection with the aforesaid FIR; provided they execute personal bond in the sum of Rs.50,000/- each with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for their 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