

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 2657/2026

Bheru Lal S/o Ala Ji, Aged About 25 Years, R/o Kukda Tehsil
Lasadiya District Salumbar. (At Present Lodged In Dist. Jail
Salumbar)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 2659/2026

Gajendra S/o Udai Lal, Aged About 21 Years, R/o Aghad Mel
Magri Police Staton Lasadiya District Salumbar. (At Present
Lodged In Dist. Jail Salumbar)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Jitendra Ojha
For Respondent(s)	:	Mr. Sriram Choudhary, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

26/02/2026

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	22/2026
2.	Date of lodging FIR	10.02.2026
3.	Concerned Police Station	Salumber
4.	District	Salumbar

5.	Offences alleged in the FIR	308(2) and 3(5) of BNS, 2023
6.	Offences added, if any	309(4) 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 offences alleged against the present petitioners are triable by Magistrate. The petitioners do not have any criminal antecedents. He further submits that as a matter of fact there was some monetary dispute between the petitioners and complainant. It is reflected from the FIR itself wherein the complainant has stated that earlier efforts were made to compromise the matter. The petitioners are in judicial custody since 13.02.2026 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.

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 the offences alleged in the FIR are triable by Magistrate and petitioners do not have any criminal antecedents 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 application filed under Section 483 of BNSS are allowed. It is ordered that petitioners- **Bheru Lal S/o Ala Ji and Gajendra S/o Udai Lal**, 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