

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 3317/2026

Munna @ Usman S/o Sardar Khan, Aged About 38 Years,
Resident Of Musalmano Ka Bass, Ward Number 07 Rani, P.s.
Rani, District Pali. Rajasthan (Presently Lodged At District Jail,
Barmer)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Jagdish Bhadu
For Respondent(s)	:	Mr. Hanuman Prajapati, PP

HON'BLE MR. JUSTICE MANEESH SHARMA
Order

29/04/2026

1. The present bail application has been preferred under Section 483 of B.N.S.S., of 2023 on behalf of the petitioner. The requisite details of the matter are tabulated herein below:-

S.No.	Particulars of the case	
1.	FIR Number	180/2022
2.	Concerned Police Station	Mahila Thana (Barmer)
3.	District	Barmer
4.	Offences alleged in the FIR	Sections 498-A, 366, 376(2) (n) & 384 of IPC, 1860
5.	Offences added, if any	Section 344 of IPC, 1860

2. Learned counsel for the petitioner submits that the petitioner has falsely been implicated in this case and has not committed any offences as narrated in the FIR. He further submits that the prosecutrix is a major and a married lady and their relations were consensual in nature. He further submits that there is an unexplained delay in lodging of the present FIR. He further submits that the petitioner is in judicial custody since 18.01.2026 and the trial of the case will take long time to conclude, therefore, prays that the petitioner may kindly be enlarged on bail.

3. Per contra, learned Public Prosecutor has vehemently opposes the submissions and submits that as per the statements of the prosecutrix recorded under Sections 161 & 164 Cr.P.C., 1973, she has directly and specifically levelled the allegations of rape against the petitioner. He further submits that there are criminal antecedents against the petitioner and in the present case, the charge-sheet has been filed under Section 299 of Cr.P.C., which also goes against the petitioner. He lastly submits that there is sufficient evidence available on record to connect the petitioner with the crime, and accordingly prayed for dismissal of the present bail application.

4. Heard learned counsel for both parties and perused the material available on record.

5. Considering the facts and circumstances of the case, more particularly that the prosecutrix in her statements recorded under Sections 161 & 164 Cr.P.C. reiterated the allegations against the present petitioner; therefore, looking to the gravity of the offence, I do not find any good reason to enlarge the petitioner on bail.

6. Accordingly, the bail application filed by the petitioner is hereby dismissed.

7. It is made it clear that the observations made hereinabove are only for deciding the present bail application without commenting on the merits/de-merits of the case, and shall not influence the trial of the case in any manner.

(MANEESH SHARMA),J