

RAJASTHAN HIGH COURT

HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR

S.B. Criminal Miscellaneous IV Bail Application No. 3718/2025

Lal Singh S/o Beerbal Singh, Aged About 46 Years, R/o Village Malganva, Post Aghara, Police Station Shayal, Dist. Oriya, Utarpradesh. (At Present Lodged In District Jail, Bhilwara)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s) : Mr. Sikander Khan
For Respondent(s) : Mr. SS Rathore, PP

HON'BLE MR. JUSTICE FARJAND ALI

Order

18/07/2025

1. The jurisdiction of this Court has been invoked by way of filing an application under Section 439 Cr.P.C./483 BNSS at the instance of accused-petitioner. The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	262/2001
2.	Concerned Police Station	Gulabpura
3.	District	Bhilwara
4.	Offences alleged in the FIR	Under Sections 307, 394, 458, 392 of IPC Section 3/25 of Arms Act
5.	Offences added, if any	Under Section 411, 414, 216-A of IPC
6.	Date of passing of impugned order	11.03.2025

2. It is contended on behalf of the accused-petitioner that no case for the alleged offences is made out against him and his incarceration is not warranted. There are no factors at play in the case at hand that may work against grant of bail to the

accused-petitioner and he has been made an accused based on conjectures and surmises.

3. Contrary to the submissions of learned counsel for the petitioner, learned Public Prosecutor opposes the bail application and submits that the present case is not fit for enlargement of accused on bail.
4. I have considered the submissions made by both the parties and have perused the material available on record. The petitioner is under custody since 2024 February. Identification parade has not been conducted yet. It is indeed a question to ponder as to how the identity of petitioner can be established as the assailant who inflicted the injuries to the victim. There is high probability that the trial may take long time to conclude. In light of these facts and circumstances, it is deemed suitable to grant the benefit of bail to the petitioner in the present matter.
5. Accordingly, the instant bail application under Section 439 Cr.P.C./483 BNSS is allowed and it is ordered that the accused-petitioner as named in the cause title shall be enlarged on bail provided he furnishes a personal bond in the sum of Rs.50,000/- with two sureties of Rs.25,000/- each to the satisfaction of the learned trial Judge for his appearance before the court concerned on all the dates of hearing as and when called upon to do so.

(FARJAND ALI),J