

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

S.B. Criminal Miscellaneous **2nd** Bail Application No. 5495/2025
Virendra Singh S/o Kan Singh, Aged About 29 Years, R/o Police
Station Jayal, Distric Nagore, Rajasthan (Lodged At Sub Jail
Jaitaran)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 4311/2025
Rakesh S/o Dharmidas, Aged About 21 Years, R/o Liliya Police
Station Merta, District Nagaur, Rajasthan. (At Present Lodged At
Jaitaran Sub-Jail)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Dilip Singh Udawat Mr. Karan Singh Rathore Mr. Chandan Singh Jodha Mr. Shrijit Singh Solanki Mr. Pritam Joshi
For Respondent(s)	:	Mr. Narendra Singh Chandawat, PP

HON'BLE MR. JUSTICE KULDEEP MATHUR
Order

17/07/2025

These applications for bail under Section 483 BNSS have been
filed by the petitioners who have been arrested in connection with
F.I.R. No.94/2024 registered at Police Station Anandpur Kalu, District
Beawar for the offences punishable under Sections 308(2), 77 and
79 of BNS; and Sections 67A and 66E of IT Act.

Heard learned counsel for the petitioners and learned Public
Prosecutor. Perused the material available on record.

Learned counsel for the petitioners submits that the petitioners
have been falsely implicated in the present case. Learned counsel
submitted that the allegation against the petitioner – Rakesh is that

he recorded obscene videos and photographs of the victim and shared the same with his friends. Whereas the allegation against the petitioner – Virendra Singh is that upon receiving the obscene videos and photographs of the victim, he forwarded the same to her husband. Learned counsel for the petitioners submitted that the statements of the victim have already been recorded before the competent criminal court on 1.4.2025 as P.W.2. They submitted that since the statements of the victim have already been recorded before the competent criminal court, now there is no apprehension of petitioners influencing her or tampering with the evidence, in case they are enlarged on bail.

Lastly, they submitted that the petitioners are in judicial custody and the trial of the case will take sufficiently long time, therefore, the benefit of bail may be granted to the accused-petitioners.

Per Contra, learned Public Prosecutor has vehemently opposed the bail applications. Learned Public Prosecutor submitted that the victim in her statements recorded before the competent criminal court has levelled specific allegation of recording obscene videos and photographs and demanding money from her on the pretext of making them viral against the petitioner – Rakesh. He further submitted that the allegation against the petitioner – Virendra Singh is of forwarding the obscene videos and photographs of the victim to her husband. He submitted that looking to the seriousness of the allegations levelled against the petitioners, they do not deserve to be enlarged on bail.

Having considered the rival submissions, facts and circumstances of the case, this Court *prima facie* finds that the

petitioners are in judicial custody from more than 8 months; the petitioners do not have any criminal antecedents; the statements of the victim have already been recorded before the competent criminal court and therefore, now there is no apprehension of petitioners influencing her; learned Public Prosecutor has not shown any apprehension of petitioners influencing the remaining prosecution witnesses of the case or fleeing away from justice, in case they are enlarged on bail. 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.

Consequently, these bail applications under Section 483 BNSS are allowed. It is ordered that the accused-petitioners **(1) Virendra Singh S/o Kan Singh and (2) Rakesh S/o Dharmidas** arrested in connection with F.I.R. No.94/2024 registered at Police Station Anandpur Kalu, District Beawar shall be released on bail, if not wanted in any other case, provided each of them furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial court, for their appearance before that court on each & every date of hearing and whenever called upon to do so till completion of the trial.

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.

A copy of this order be placed in each file.

(KULDEEP MATHUR),J