

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

S.B. Criminal Writ Petition No. 1269/2025

Rahul Modi S/o Late Virendra Modi, Aged About 38 Years, R/o  
Adarsh Nagar Sirohi, Raj

-----Petitioner

Versus

1. State Of Rajasthan, Through Pp
2. The Registrar Of Cooperative, Nehru Sahkar Bhawan,  
Bhawani Singh Road , Jaipur Raj

-----Respondents

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For Petitioner(s) : Mr. Falgun Buch

For Respondent(s) : Mr. Pawan Kumar Bhati, PP

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**HON'BLE MR. JUSTICE MUKESH RAJPUROHIT**

**Order**

**12/03/2026**

1. The matter comes up on an application filed under Article 226 of the Constitution of India read with Section 528 of BNSS (IA No.01/2026) on behalf of the petitioner seeking extension of the interim/temporary bail granted by this Court vide order dated 19.08.2025 and extended vide order dated 17.10.2025 & 16.12.2025 passed in S.B. Criminal Writ Petition No. 1269/2025, on the ground of the petitioner's mother's surgery and post operative care, and has, therefore, prayed for extension of temporary bail for a period of 90 days for the said purpose.
2. Heard learned counsel for the petitioner and the learned Public Prosecutor.
3. Learned counsel for the petitioner submits that the petitioner had previously been granted interim bail which was further extended on earlier occasions for a cumulative period of 210 days

in order to facilitate the surgery and post-operative care of his mother. It is further submitted that the medical advice initially provided by the treating doctor indicated that the knee replacement surgery could only be undertaken after the spinal surgery had been performed. However, the subsequent medical report of the petitioner's mother revealed that, due to certain complications, particularly concerning the L-5 and S-1 discs of the spinal cord, the spinal surgery could not be conducted at that time. Learned counsel further submits that, as per the medical report dated 18.02.2026, the spinal surgery has since been successfully performed and the recovery of the said discs has been reported to be very good. The petitioner's mother has been advised to undergo physiotherapy for an additional period of one month, and the knee replacement surgery has now been scheduled for 22.03.2026. It is also submitted that the petitioner is the only available person and the sole caretaker responsible for providing necessary care and assistance to his mother during the course of the aforesaid surgery and the subsequent recovery period.

4. Vide order dated 10.03.2026, passed by this Court, the learned Public Prosecutor was directed to procure the medical report of the petitioner's mother. Today, the learned Public Prosecutor has produced the report dated 11.03.2026, sent by the SHO, P.S. Kotwali, Sirohi along with medical report, which reflects that petitioner's mother's recovery from spinal cord surgery has been good and strength has been gained. It is further stated that the physiotherapy needs to be continued for one more month and

the date for surgery of knee replacement has been fixed on 22.03.2026. The said report is taken on record.

5. Learned Public Prosecutor has opposed the prayer for grant of temporary/interim bail; however, he is not in a position to dispute the fact that the petitioner's mother has already undergone spinal surgery and is presently required to undergo knee replacement surgery.

6. After considering the overall facts and circumstances of the case and upon careful perusal of the material available on record, this Court deems it appropriate to extend the interim bail/temporary bail of the petitioner for a further period of **90 days**.

7. In this background and for humanitarian grounds and there being no legal impediment to extend the period of interim bail/temporary, the instant application is allowed and the period of interim bail already granted to the convict-petitioner **Rahul Modi S/o Late Virendra Modi**, by this Court, vide order *ibid*, is hereby extended for further **90 days** on the same conditions/directions and the bail bonds furnished by him in terms of the order dated 19.08.2025 passed in S.B. Criminal Writ Petition No.1269/2025.

8. Learned Public Prosecutor is directed to procure the status report/case diary/factual report with regard to the surrender of the petitioner before the Jail Authorities by the next date of hearing.

9. List the matter on 10.06.2026.

**(MUKESH RAJPUROHIT),J**