

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

S.B. Criminal Miscellaneous Bail Application No. 5562/2026

Suresh S/o Mangilal, Aged About 26 Years, Ward No. 22, Near
Fci Godam, Pokaran, District Jaisalmer, Rajasthan. (At Present
Lodged In Dist. Jail, Pali)

-----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

For Petitioner(s)	:	Mr. Shankar Singh Rajpurohit
For Respondent(s)	:	Ms. Sonu Manawat, PP

HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU

Order

08/05/2026

This application for bail under Section 483 of BNSS has been filed by the petitioner who has been arrested in connection with FIR No.32/2026 registered at Police Station Industrial Area, District Pali, for offences under Sections 78(2), 79, 64(2)(M) and 308(2) of BNS.

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

Learned counsel for the petitioner submitted that the petitioner has been falsely implicated in the present case. It is contended that the petitioner and the prosecutrix were in a relationship and were, in essence, engaged to each other, as both families had discussed their marriage. He further submits that the challan has already been filed after completion of investigation and the trial is likely to take a long time; therefore, the petitioner

deserves to be enlarged on bail. Counsel has taken this Court through the charge-sheet as well as the statement of the prosecutrix, and submitted that admittedly both parties had been in a relationship for the last three years and were regularly meeting each other. It is submitted that due to the relationship turning sour, the present FIR has been lodged. He further submits that both the petitioner and the prosecutrix are adults, the prosecutrix being about 19 years of age and the petitioner about 26 years of age. It is further submitted that the petitioner is in judicial custody and the conclusion of the trial is likely to take considerable time; therefore, the benefit of bail may be granted to the accused-petitioner.

Per contra, learned Public Prosecutor has opposed the bail application.

Having considered the rival submissions and the facts and circumstances of the case, this Court finds that the prosecutrix, in her statements recorded under Sections 180 and 183 of the BNSS, has clearly stated that she and the petitioner were known to each other and that their families had planned to engage them. It is further stated that mother of the petitioner had exchanged their mobile numbers and, thereafter, she continued to talk and accompany the petitioner. This Court further finds that the petitioner and the prosecutrix had been in a physical relationship for the last three years; however, no complaint or FIR had been lodged earlier and the present FIR came to be registered only on 29.01.2026. Further, so far as the allegation regarding recording of obscene material by the petitioner is concerned, no such

obscene photographs or videos have been recovered from or seized from the petitioner during the course of investigation.

In view of the overall assessment of the case and considering the fact that both parties had been in contact with each other for more than three years; keeping in view of the fact that conclusion of the trial of the case is likely to take time and the prosecution has not shown any apprehension of the petitioner fleeing away from justice, in case he is enlarged on bail; but, without expressing any opinion on the merits of the case, I deem it just and proper to grant bail to the petitioner under Section 483 of BNSS.

Consequently, the bail application under Section 483 of BNSS is allowed. It is ordered that the accused-petitioner **Suresh S/o Mangilal**, arrested in connection with FIR No.32/2026 registered at Police Station Industrial Area, District Pali, shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial court, for his appearance before that court on each & every date of hearing and whenever called upon to do so till completion of the trial.

(BALJINDER SINGH SANDHU),J