

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

S.B. Criminal Miscellaneous IInd Bail Application No. 8566/2026

CNR: RJHC010559072026

URN: CRLMB / 18568U / 2026

Ghanshyam @ Ghanu S/o Birjuram, Aged About 25 Years, R/o
Kumharo Ka Mohalla, Badi Naal, District Bikaner (Raj.) (At
Present Lodged In Central Jail Bikaner)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. K.R. Saharan
For Respondent(s)	:	Mr. Narendra Gehlot, PP Mr. K.L. Chauhan for complainant

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

13/07/2026

1. The present second bail application under Section 483 of BNSS is filed by the applicant-accused **Ghanshyam @ Ghanu S/o Birjuram** seeking bail in respect of a criminal case registered as FIR No. 39/2026 dated 05.03.2026 registered at Police Station Naal, District Bikaner, for the offence under Sections 109(1), 307, 126(2), 115(2) & 351(2) of BNS, 2023.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant-accused from the

jurisdiction of this Hon'ble Court. He also submits that the applicant undertakes not to repeat offence and cooperate with trial, which will take time.

3. Learned counsel for the applicant submits that first bail application of present applicant-accused was dismissed as withdrawn with liberty to file after filing of charge-sheet and now a charge-sheet has been filed against the applicant-accused. He further submits that all the injuries were finally examined by the Medical Jurist and opinion has been given by him but none of them opined as dangerous to life on or vital parts. He further submitted that there is no criminal antecedents against the applicant-accused.
4. Aforesaid contentions were opposed by learned Public Prosecutor and learned counsel for complainant. Learned counsel for complainant has submitted that the injured has suffered injury upon right eye which resulted into loss of vision and also difficulty in opening of eye.
5. Heard learned counsel for the parties and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On basis of a report dated 05.03.2026 FIR No. 39/2026 was registered at PS Naal District Bikaner for incident of 03.03.2026. After investigation police has arrested the present applicant-accused on 20.03.2026 and filed a charge-sheet against him under Section 109(1), 126(2), 115(2), 351(2) & 117(2) of BNS. There is no criminal antecedent against the applicant-accused and we have considered the

injuries as opined by the Medical Jurist along with x-ray opinion and report of ophthalmologist.

7. This Court also finds that the applicant-accused has remained in custody for a considerable period of time and that the trial/proceedings are likely to take further time to conclude. Therefore, looking to the entirety of the facts and circumstances of the case and without expressing any opinion on the merits thereof, this Court deems it appropriate to grant bail to the applicant-accused.
8. Thus, the second bail application filed on behalf of applicant-accused **Ghanshyam @ Ghanu S/o Birjuram**, is hereby allowed and the applicant-accused is ordered to be released on bail upon furnishing a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-
 - (i) The applicant-accused shall not tamper with evidence or influence the witness in any manner.
 - (ii) The applicant-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
 - (iii) The applicant-accused shall attend the hearing of the Trial Court on the date fixed by the Trial court or as and when asked to appear before the Trial Court.
 - (iv) In case of any violation of above conditions, the bail granted to the applicant-accused shall be liable to be canceled.

9. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J