

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

S.B. Criminal Miscellaneous Bail Application No. 8310/2026

Hanif Khan S/o Avval Khan, Aged About 50 Years, Resident Of
Devaldi, Police Station Arnod, District Pratapgarh, Rajasthan.
(Presently Lodged In District Jail, Pratapgarh)

----Petitioner

Versus

State Of Rajasthan, Pp

----Respondent

For Petitioner(s) : Mr. Aslam Khan

For Respondent(s) : Mr. Narendra Gehlot, Dy. GA

**HON'BLE MR. JUSTICE BALJINDER SINGH SANDHU
(VACATION JUDGE)**

Order

25/06/2026

This application for bail under Section 483 of BNSS has been filed by the petitioner who has been arrested in connection with FIR No.10/2026 registered at Police Station Kotri, District Pratapgarh, for offences under Sections 109(1) and 115(2) of BNS.

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

Learned counsel for the petitioner submits that, in fact, the incident was purely an accidental in nature, however, petitioner has been falsely implicated in the present case for the offence under Section 109(1) IPC. It is submitted that both the vehicles caught fire as a result of the accident itself and there was no intention on the part of the petitioner so as to attract the ingredients of the aforesaid offence. It is further submitted that apart from Section 109(1) BNS, the remaining offences pressed against the petitioner are triable by the Court of Magistrate and that the petitioner is behind the bars since 01.06.2026, the investigation from the petitioner also stands complete. Thus, the

trial of the case will take sufficiently long time, therefore, the benefit of bail may be granted to the accused-petitioner.

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

This Court has considered the rival submissions and considered the facts and circumstances of the case. Apart from the offence under Section 109(1) IPC, all the offences alleged to have been committed by the petitioner are triable by Court of Magistrate. Investigation qua the petitioner is complete and he is in judicial custody. Keeping in view the fact that conclusion of the trial of the case is likely to take sufficient long time and the prosecution has not shown any apprehension of the petitioner fleeing away from justice, in case he is enlarged on bail, however, 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 **Hanif Khan S/o Avval Khan**, arrested in connection with FIR No.10/2026 registered at Police Station Kotri, District Pratapgarh, 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 (VACATION JUDGE)),J