

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 7849/2026
CNR: RJHC010569272026
URN: CRLMB / 17206U / 2026

Ashish Damore S/o Ram Chandra Alias Chandu Lal Damore,
Aged About 20 Years, R/o Banjariya Phala Upla Police Thana
Kherwada Distrcit Udaipur. (At Present Lodged In District Jail
Dungarpur)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s)	:	Mr. Jitendra Ojha
For Respondent(s)	:	Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

06/07/2026

1. This application for bail has been filed by the petitioner under Section 483 of BNSS (old Section 439 of Cr.P.C.). The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	151/2026
2.	Date of lodging FIR	18.05.2026
3.	Concerned Police Station	Kherwara
4.	District	Udaipur
5.	Offences alleged in the FIR	Sections 309(4) and 3(5) of BNS.
6.	Offences added, if any	Section 4/25 of Arms Act

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case and false allegations have been levelled against him. He submits that offences alleged

against the present petitioner are triable by Magistrate. He also submits that the stolen articles have already been recovered and no further recovery is to be made. The petitioner is in judicial custody since 21.05.2026 and the trial will take sufficiently long time, therefore, he deserves to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application but he is not in a position to refute the fact that the offence alleged against the present petitioner is triable by Magistrate.

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

5. Having considered the rival submissions, facts and circumstances of this case and after perusing the charge-sheet so also considering the fact that the offences alleged against the present petitioner are triable by Magistrate; and no further recovery is to be made from the present petitioner, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioner behind the bars for an indefinite period as the trial will take sufficiently long time. Thus, without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the bail application filed by the petitioner deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioner- **Ashish Damore S/o Ram Chandra Alias Chandu Lal Damore** shall be released on bail in connection with the aforesaid FIR; provided he executes personal bond in the sum of Rs.50,000/- with two sound and

solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial.

7. 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.

(SUNIL BENIWAL),J