

RAJASTHAN HIGH COURT

सत्यमेव जयते

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

S.B. Criminal Miscellaneous Bail Application No. 8246/2026
CNR: RJHC010597112026 | URN: CRLMB / 17925U / 2026

Vala @ Valiya S/o Khuma, Aged About 45 Years, R/o Kevda
Police Thana Salumbar District Salumbar .(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

27/07/2026

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	83/2025
2.	Date of lodging FIR	13.07.2025
3.	Concerned Police Station	Kalyanpur (Udaipur)
4.	District	Udaipur
5.	Offences alleged in the FIR	Sections 331(4) and 305(a) of BNS.
6.	Offences added, if any	Section 112(2) of BNS.

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. The offences alleged against the

present petitioner are triable by Magistrate. The stolen articles have been recovered from co-accused and the recovery made from the present petitioner is motorcycle allegedly used for committing the crime in question. No further recovery is to be made from the present petitioner. The petitioner is in judicial custody since 08.04.2026 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 and submits that looking to the past criminal antecedents, the petitioner is not entitled to be enlarged on bail.

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 challan papers so also considering the facts that the offences alleged against the present petitioner are triable by Magistrate; the investigation has been concluded and challan has been filed; the stolen articles have been recovered from co-accused and no further recovery is to be made from the present petitioner; the petitioner is in judicial custody since 08.04.2026, 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- **Vala @ Valiya S/o**

Khuma, 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