

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

S.B. Criminal Appeal (Sb) No. 1093/2026
CNR: RJHC010598112026
URN: CRLAS / 2500U / 2026

- 1. Dinesh Kumar S/o Badaram, Aged About 30 Years, Bhadrajune, Police Station Bhadrajune, District Jalore Raj. (Presently Lodged At Central Jail, Jalore)
- 2. Dinesh Kumar S/o Laxman, Aged About 26 Years, R/o Near Majduram School, Rana Police Station, Jaitpura, District Pali Raj. (Presently Lodged At Central Jail, Jalore)
- 3. Rajveer Singh S/o Jai Singh, Aged About 27 Years, R/o Near School, Saroopganj, District Sirohi, Presentaly Rajwadi Hotel Saroopganj, District Sirohi Raj. (Presently Lodged At Central Jail, Jalore)

----Appellants

Versus

- 1. The State Of Rajasthan, Through Public Prosecutor
- 2. Madan Lal S/o Soma Ram, R/o Nai Dhanari, Pindawara, Saroopganj, District Sirohi Raj.

----Respondents

For Appellant(s)	:	Mr. Pritam Joshi
For Respondent(s)	:	Mr. Lalit Kishor Sen, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

21/07/2026

1. The jurisdiction of this Court has been invoked by way of filing an appeal under Section 14-A(2) of SC/ST (Prevention of Atrocities) Act, 1989, at the instance of accused-appellants. The requisite details of the matter are tabulated herein below:

S.No.	Particulars of the Case	
1.	FIR Number	151/2026

2.	Concerned Police Station	Saroopganj
3.	District	Sirohi
4.	Offences alleged in the FIR	Sections 333, 115(2), 324(4) and 3(5) of BNS, 2023 and Sections 3(1)(S), 3(1)(r) and 3(2)(va) of SC/ST Act, 1989
5.	Offences added, if any	Sections 324(2)of BNS, 2023 and Section 3(2)(v) of SC/ST Act
6.	Date of passing of impugned order	10.06.2026

2. At the outset, learned counsel for the appellants does not want to press the criminal appeal qua appellant No.3 – Rajveer Singh S/o Jai Singh at this stage and seeks liberty to file afresh after filing of challan.
3. Accordingly, the appeal qua appellant No.3 – Rajveer Singh S/o Jai Singh is dismissed as not pressed, at this stage, with liberty as prayed for.
4. Learned counsel for the appellants qua appellant No.1 & 2 submits that no case for the alleged offences is made out against them and their incarceration is not warranted. There are no factors at play in the case at hand that may work against grant of bail to the accused-appellants and they have been made accused based on conjectures and surmises.
- 4.1 He further submits that appellants are in judicial custody since 07.06.2026. He submits that allegation against the present appellants is that they along with co-accused have caused injury to injured Madanlal and Shantilal and injuries sustained by them are simple in nature. The principal allegation and cause of dispute is with Rajveer.

- 4.2 Based on these submissions, it is argued that the appellants, who are presently in judicial custody, are entitled to be enlarged on bail as the trial will take sufficiently long time to conclude.
5. Contrary to the submissions of learned counsel for the appellants, learned Public Prosecutor opposes the appeal and submits that the present case is not fit for enlargement of accused on bail.
6. Heard learned counsel for the appellants and learned Public Prosecutor and perused the material available on record.
7. Considering the submissions made by learned counsel for both the parties, the facts and circumstances of the case, the case diary, and the fact that the injuries sustained by the injured persons, Madanlal and Shantilal, are simple in nature; the appellants are in judicial custody since 07.06.2026 and that the principal allegation and the cause of the dispute arise out of a dispute with the principal accused, Rajveer, this Court is of the considered view that no fruitful purpose would be served by keeping the appellants behind bars for an indefinite period. Thus, without expressing any opinion on merits/demerits of the case, this Court is of the opinion that the appeal filed by the appellants deserves to be allowed.
8. Consequently, the instant appeal is allowed qua appellant No.1 & 2. The impugned order dated 10.06.2026 passed by the learned Special Judge, SC/ST (Prevention of Atrocities) Cases, Sirohi is set aside to the extent of appellant No.1 & 2.

It is ordered that the accused-appellants- **Dinesh Kumar S/o Badaram** and **Dinesh Kumar S/o Laxman** arrested in connection with aforesaid FIR, shall be released on bail, provided they furnish a personal bond of Rs.50,000/- each and two sureties of Rs. 25,000/- each to the satisfaction of the learned trial Court with the stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.

9. 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