

RAJASTHAN HIGH COURT

  
सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN  
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 8419/2026  
CNR: RJHC010603842026 | URN: CRLMB / 18293U / 2026

Lokesh Alias Aakash Alias Sachin S/o Pannalal, Aged About 41 Years, Resident Of Bhanwarkunj, Pratapgarh Road, Dhariyavad, Presently Ramnagar, Bhuvana, Udaipur Raj.(Presently Lodged At Central Jail Udaipur)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

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|                   |   |                                         |
|-------------------|---|-----------------------------------------|
| For Petitioner(s) | : | Mr. JVS Deora<br>Mr. Veer Bajrang Singh |
| For Respondent(s) | : | Mr. Urja Ram Kalbi, PP                  |

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HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

**05/08/2026**

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                  | 266/2017                                                                                                  |
| 2.    | Date of lodging FIR         | 01.08.2017                                                                                                |
| 3.    | Concerned Police Station    | Surajpole                                                                                                 |
| 4.    | District                    | Udaipur                                                                                                   |
| 5.    | Offences alleged in the FIR | Sections 420 and 406 of IPC, 1860                                                                         |
| 6.    | Offences added, if any      | Section 120-B IP C and Sections 3, 4 & 5 of Prize Chits and Money Circulation Schemes (Banning) Act, 1978 |

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 offence alleged against the present petitioner are triable by Magistrate. As a matter of fact two FIR were lodged in the year 2017 by different complainants with the same set of allegations. He further submits that a Co-ordinate Bench of this Court vide order dated 13.07.2026 while considering S.B. Criminal Misc.1<sup>st</sup> Bail Application No.8827/2026 filed by the present petitioner has already granted bail to him in connection with FIR No.133/2017. He also submits that, apart from the said FIR and the present one, there are no other criminal antecedents against the present petitioner. The petitioner is in judicial custody since 22.05.2026 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 however, he is not in a position to refute the fact that petitioner has already been enlarged on bail vide order dated 13.07.2026 passed in S.B. Criminal Misc. 1<sup>st</sup> Bail Application No.8827/2026 and the allegations in the FIR No.133/2027 are identical to those levelled in the present FIR.

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 fact that offence alleged against the present petitioner are triable by Magistrate; the petitioner has already been enlarged on bail by a Co-ordinate Bench of this Court

in connection with FIR No.133/2017, which is stated to be based on identical allegations; and that the prosecution has not expressed any apprehension qua the petitioner fleeing away from justice, in case he is enlarged on bail, 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- **Lokesh Alias Aakash Alias Sachin S/o Pannalal** 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**