

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

S.B. Criminal Miscellaneous Bail Application No. 8507/2026

CNR: RJHC010606502026

URN: CRLMB / 18469U / 2026

Zaheer @ Babu @ Captan S/o Talib Hasan, Aged About 23 Years,  
Resident Of Inside Kotgate, Madina Masjid Ke Aage, Police  
Station Kotwali, District Bikaner. (At Present Lodged In Central  
Jail Bikaner )

-----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

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For Petitioner(s) : Mr. Varun Arora

For Respondent(s) : Mr. Narendra Gehlot, PP

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**HON'BLE MR. JUSTICE ASHOK KUMAR JAIN**

**Order**

**08/07/2026**

1. The present bail application under Section 483 of BNSS is filed by the applicant-accused **Zaheer @ Babu @ Captan S/o Talib Hasan** seeking bail in respect of a criminal case registered as FIR No.65/2026 dated 17.03.2026 registered at Police Station Bichhwal, District Bikaner, for the offence under Sections 331(4) & 305(a) of BNS, 2023.
2. Learned counsel for the applicant submits that the applicant has been falsely implicated in the matter and the investigation against him is complete and he is no more required in investigation. He further submits that there are no chance of fleeing of applicant accused from the jurisdiction of this Hon'ble Court. He also submits that the

applicant undertakes not to repeat offence and cooperate with investigation/trial, which will take time.

3. Learned counsel for the applicant submits that the complainant has lodged a report after a delay of three days against unknown persons and present applicant-accused was arrayed as an accused only on the ground that he has been involved in identical nature of cases. He also submitted that two accused Sameer and Kabirgaury were already released on bail by learned Sessions Judge and a joint recovery has been effected by police which is sufficient to show that present applicant-accused seeking bail on the ground of parity.
4. Aforesaid contentions were opposed by learned Public Prosecutor and he submitted that the offence is serious in nature and role and involvement of applicant is established from the material on record.
5. Heard learned counsel for the applicant-accused and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On basis of a theft committed by unknown persons at the premises of complainant Laxmipat FIR No. 65/2026 was registered at Police Station Bichhwal, District Bikaner on 17.03.2026. Present applicant-accused was arrested on 18.03.2026. Two accused Sameer and Kabirgaury were released by learned Sessions Judge but they were not having any criminal antecedents. Certain recoveries were effected from present applicant-accused and other accused. There are 11 criminal cases against the applicant-accused and out

of which only one has been disposed. A distinction about the cases was made before the trial Court and same is evident from the order dated 20.06.2026 but still the applicant-accused is regularly involved in the incidents of similar nature.

7. Considering the aforementioned principles I am of considered view that the applicant-accused is not entitled to be released on bail.
8. Accordingly, the application for bail filed under Section 483 of BNSS preferred by **Zaheer @ Babu @ Captan S/o Talib Hasan** is hereby dismissed.

**(ASHOK KUMAR JAIN),J**