

RAJASTHAN HIGH COURT

सत्यमेव जयते

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

S.B. Criminal Miscellaneous Bail Application No. 8602/2026
CNR: RJHC010614352026 | URN: CRLMB / 18625U / 2026

1.

Nathu S/o Deva, Aged About 45 Years, Resident Of
Daulpura Fala Rachdawat Police Station Gingla District
Salumbar (Presently Lodged In District Jail Salumbar)
2.

Naya S/o Harja, Aged About 52 Years, Resident Of
Daulpura Fala Rachdawat Police Station Gingla District
Salumbar (Presently Lodged In District Jail Salumbar)

-----Petitioners

Versus

State Of Rajasthan, Through Public Prosecutor

-----Respondent

For Petitioner(s)	:	Mr. Ishwar Singh for Mr. Bharat Shrimali
For Respondent(s)	:	Mr. Urja Ram Kalbi, PP Mr. Ravindra Singh Bhati, AGA

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

30/07/2026

1. This application for bail has been filed by the petitioners 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	84/2026
2.	Date of lodging FIR	13.06.2026
3.	Concerned Police Station	Gingla
4.	District	Salumbar
5.	Offences alleged in the FIR	Sections 305(a), 62, 331(4) of the BNS, 2023
6.	Offences added, if any	--

2. Learned counsel for the petitioners submits that the petitioners have been falsely implicated in the case and false allegations have been levelled against them. He further submits that the offences alleged against the petitioners are triable by Magistrate. The petitioners are in judicial custody since 14.06.2026 and the trial will take sufficiently long time, therefore, they deserve to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application.

4. Heard learned counsel for the petitioners 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 case diary so also the fact that the offences alleged against the petitioners are triable by Magistrate and that the prosecution has not expressed any apprehension qua the petitioners fleeing away from justice, in case they are enlarged on bail, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioners 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 petitioners deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioners- **Nathu S/o Deva** and **Naya S/o Harja**, shall be released on bail in connection with

the aforesaid FIR; provided they execute personal bond in the sum of Rs.50,000/- each with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for their 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