

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

S.B. Criminal Miscellaneous 1st Bail Application No. 8861/2026
CNR: RJHC010616112026
URN: CRLMB / 19254U / 2026

Aparndeeep S/o Laxman Singh, Aged About 21 Years, Resident Of Ward No. 8, Bhagatpura Tehsil And Police Station Sangariya District Hanumangarh Rajasthan. (Petitioner Is Presently Lodged In District Jail Hanumangarh)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

Connected With

S.B. Criminal Miscellaneous 1st Bail Application No. 6452/2026
CNR: RJHC010488992026
URN: CRLMB / 14284U / 2026

Rajender Kumar @ Popliya S/o Shyolal, Aged About 20 Years, R/o Ward No 03 Bhagatpura Tehsil And PS. Sangriya Dist Hanumangarh Raj. (At Present Lodged In Dist. Jail Hanumangarh)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Rajendra Singh Rathore Mr. M.S. Soni
For Respondent(s)	:	Mr. Narendra Gehlot, PP assisted by Mr. Omprakash Choudhary Mr. Rajendra Prasad, SI, Police Station Sangriya, District Hanumangarh, (present in person)

HON'BLE MR. JUSTICE ASHOK KUMAR JAIN

Order

17/07/2026

- These bail applications under Section 483 of BNSS are filed by the applicants-accused **1. Aparndeeep S/o Laxman Singh 2. Rajender Kumar @ Popliya S/o Shyolal** seeking bail in respect of a criminal case registered as FIR

No.114/2026 dated 12.03.2026 registered at P.S. Sangriya, District - Hanumangarh, for the offence under Sections 115(2), 331(6), 324(4) and 189(2) of BNS.

2. Learned counsel for the applicants submits that the applicants have been falsely implicated in the matter and the investigation against them is complete and they are no more required in investigation. They further submits that there are no chance of fleeing of applicants accused from the jurisdiction of this Hon'ble Court. The applicants do not have any criminal antecedents. They also submits that the applicants undertakes not to repeat offence and cooperate with investigation/trial, which will take time.
3. Learned counsel for the applicants submits that accused Vijaypal @ Vinod was granted bail by trial Court on 23.04.2026 only on the ground that the injury No.1 upon injured Harpreet Singh was found as simple but after grant of bail the police has procured another opinion wherein the injury No.1 was opined as grievous and dangerous to life. They further submitted that the case of present petitioners is in parity with Vijaypal @ Vinod, and after investigation a charge-sheet has already been filed.
4. Aforesaid contentions were opposed by learned Public Prosecutor.
5. Heard learned counsel for the parties and learned Public Prosecutor. Perused the material placed on record by both the parties.
6. On basis of a report dated 12.03.2026 lodged by Harshpinder Singh against three named Arpandeep,

Rajendra, Vinod Kumar and 2-3 unnamed person about alleged assault on Vajeer Singh and Harpreet Singh resulting in serious injuries upon Vajeer Singh and Harpreet Singh FIR No.114/2026 was registered at Police Station Sangriya, District Hanumangarh. After investigation police has filed a charge-sheet against Arpandeeep, Rajendra Kumar @ Popliya and Vijaypal @ Vinod. Co-accused Vijaypal has already been enlarged on bail by the trial Court.

7. The Investigating Officer is present in person and we have considered his submission. The material clearly indicate that at the time of consideration of bail of Vijaypal @ Vinod the injury No.1 upon Harpreet Singh was opined as simple but after grant of bail the Investigating Officer has sought opinion on 27.04.2026 from Medical Officer, CHC Sangariya, District Hanumangarh on the ground that Dr. Balvant Vikas has given a CT Scan report of brain.
8. On basis of said letter to reconsider previous opinion, the Medical Officer on very same day has opined that injury No.1 is grievous in nature and dangerous to life at the time of examination. The opinion itself indicate use of a mischievous word 'at the time of examination'. There is no ground for police to submit the CT Scan for fresh opinion from Medical Officer. In case there was any discrepancy or there is any contradiction in co relation of medical record then the opinion has to be sought from a Super Specialist Doctor and not by Medical Officer. The treatment record can be referred to the Medical Board of the District Hospital or nearby Medical College.

9. It appears that the Investigating Officer was having some ill intentions and with ulterior motive he has sent the letter on 27.04.2026 and on very same day at 11:00 AM only the opinion was given by Medical Officer. This also indicate that at very early morning the Police Station was in alert mode and as soon as the letter is delivered to the Medical Officer, he opined on that letter itself. It is sufficient to show that neither the treatment record were examined nor any further diagnosis was undertaken before opining about the injury.
10. The Superintendent of Police of concerned District is directed to take a stern action against the Investigating Officer, so that in future such course is not adopted by any I.O. The Superintendent of Police is directed to initiate a Departmental action against the Investigating Officer who is present in person as we are not satisfied with the oral explanation offered by him. After culmination of Departmental proceeding he is directed to inform this Court.
11. Upon hearing the arguments and perusing the record, we have found that the applicants-accused are no more required in the investigation and they are in custody for quite some time. The further proceedings will take its own time, therefore, looking to entirety of facts and circumstances of the case and without expressing any opinion on merits of the case, the Court deems it appropriate to grant bail to the applicants-accused.
12. Thus, the instant bail applications filed on behalf of applicants-accused **1. Aparndeeep S/o Laxman Singh 2. Rajender Kumar @ Popliya S/o Shyolal**, are hereby

allowed and the applicants-accused are ordered to be released on bail with condition that each of the petitioner would furnish a personal bond of ₹50,000/- with two sureties of like amount to the satisfaction of the Trial Court with the following conditions:-

- (i) The applicants-accused shall not tamper with evidence or influence the witness in any manner.
- (ii) The applicants-accused shall not indulge in any criminal activity and shall not repeat any criminal offence punishable under the Law.
- (iii) The applicants-accused shall attend the hearing of the Trial Court on the date fixed by the Trial court or as and when asked to appear before the Trial Court.
- (iv) In case of any violation of above conditions, the bail granted to the applicants-accused shall be liable to be canceled.

13. The Registry is directed to send a copy of this order to the Trial Court through E-mail.

(ASHOK KUMAR JAIN),J