

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 9076/2026
CNR: RJHC010644902026 | URN: CRLMB / 19660U / 2026

Sumit S/o Amit, Aged About 21 Years, Adarsh Basti, Bali, Tehsil Bali, Police Station Bali, District Pali, Rajasthan. (Lodged In Sub Jail Desuri Dist. Pali)

----Petitioner

Versus

State Of Rajasthan, Through Public Prosecutor.

----Respondent

For Petitioner(s)	:	Mr. Pritam Joshi
For Respondent(s)	:	Mr. Hathi Singh Jodha, PP Mr. Devender Singh Rathore Mr. Neeraj Soni

HON'BLE MR. JUSTICE SANDEEP SHAH

Order

07/08/2026

1. The applicant has filed the present bail application under Section 483 of BNSS being aggrieved against the order dated 04.07.2026 passed by the learned Additional District & Sessions Judge, Desuri, District Pali in Criminal Misc. Case No.106/2026, whereby the bail application filed by the accused-applicant under Section 483 of B.N.S.S. was rejected. The accused-applicant is behind the bars, pursuant to the F.I.R. No.80/2026 registered at Police Station Desuri, District Pali for the offences punishable under Sections 109(1), 333 & 189(2) of B.N.S.
2. Learned counsel for the applicant submits that as per the allegations contained in the complaint, the allegations have been levelled against the co-accused namely Suresh Choudhary and Mukesh Kumar, and no specific allegation has been made against

the present applicant. Learned counsel further submits that though firearm was used but towards sky and that no overt act has been attributed to the present applicant. He further submits that nothing on record connects the applicant with the commission of the offence in question. Learned counsel also submits that the applicant has remained in judicial custody for a considerable period and that the trial is likely to take a substantial amount of time to conclude. Learned counsel, therefore, prays that the benefit of bail be granted to the accused-applicant.

3. *Per contra*, learned Public Prosecutor as well as learned counsel for the complainant oppose the bail application and submit that the present applicant was accompanying the main accused at the time of the commission of the offence. They, therefore, contend that the applicant does not deserve to be enlarged on bail.

4. Having considered the submissions advanced by learned counsel for the parties and having regard to the facts and circumstances of the case, particularly the facts that the allegations have been levelled against the co-accused namely Suresh Choudhary and Mukesh Kumar and no specific allegation has been made against the present applicant, the injury was caused by using a firearm and that no overt act has been attributed to the present applicant, the applicant has remained in judicial custody for a considerable period and that the trial is likely to take a substantial amount of time to conclude, this Court, without expressing any opinion on the merits of the case, deems it appropriate to enlarge the applicant on bail.

5. Consequently, the bail application under Section 483 B.N.S.S. is **allowed**. It is ordered that the accused-applicant **Sumit S/o Amit** arrested in connection with F.I.R. No.80/2026 registered at Police Station Desuri, District Pali shall be released on bail, if not wanted in any other case, provided he furnishes a personal bond of Rs.50,000/- and two sureties of Rs.25,000/- each, to the satisfaction of learned trial court, for his appearance before that court on each & every date of hearing and whenever called upon to do so till the completion of the trial.

6. It is further, made clear that the findings recorded/observations made herein above are for limited purposes of adjudication of bail application and the same shall not prejudice the trial of the case in any manner.

(SANDEEP SHAH),J