


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

S.B. Criminal Miscellaneous Bail Application No. 11197/2024
Ashwin Bhai S/o Shri Dawa Bhai, Aged About 45 Years, R/o
Panchamrit, Bungalows Part-1, P.s. Borakdev, Ahmedabad,
Gujrat

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

Connected With

S.B. Criminal Misc. 3rd Bail Application No. 11196/2024
Mangilal

----Petitioner

Versus

State Of Rajasthan

----Respondent

For Petitioner(s) : Mr. Dharendra Singh, Sr. Advocate
assisted by Mr. Jagdish Singh
Mr. B.R. Bishnoi.
For Respondent(s) : Mr. Sameer Pareek, PP
Mr. Jethu Singh, Circle Officer
present-in-person.

**HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
Order**

24/09/2024

S.B. Criminal Misc. Bail Application No. 11197/2024:-

1. Heard learned Senior Counsel for the petitioner.
2. Learned Senior Counsel for the petitioner submits that in the charge-sheet filed against the other co-accused persons namely, Mangilal & Kamlesh, the investigation reveals that no overt act has been committed by the present petitioner and except the statement of co-accused persons, there is nothing on record to show or suggest that the entire incident has taken place on the strength of the present petitioner. Learned Senior Counsel has also drawn the attention of this Court on the relevant paragraphs of the charge-sheet, wherein, despite having noted the fact of

involvement of Ishwar Bharti, the charge-sheet specifically does not speak about pendency of the investigation against him under Section 173(8) of the Cr.P.C.

3. The Investigating Officer present in the Court submits that the investigation in the matter is still in progress and all out efforts are being made to arrest Ishwar Bharti and other police personnel involved in the matter. He assures this Court that the investigation will be done in the most fair manner.

4. I have considered the submissions made at the bar.

5. This Court is of the view that the petitioner shall appear before the Investigating Officer on or before 14.10.2024 and as and when the Investigating Officer calls the petitioner for interrogation. The report of the investigation, the latest factual report along with the case diary and other relevant record shall be produced before this Court on the next date of hearing.

5. List the matter on 24.10.2024.

6. Meanwhile and till the next date of hearing, the petitioner shall not be arrested in connection with FIR/CR No.100/2019 registered at P.S. Sanchore, District Jalore.

S.B. Criminal Misc. 3rd Bail Application No. 11196/2024:-

Let the present bail application be detagged from S.B. Criminal Misc. Bail Application No.11197/2024.

List on 05.11.2024 along with S.B. Criminal Misc. Bail Application No.10615/2024, as prayed.

(VINIT KUMAR MATHUR),J