

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

S.B. Criminal Miscellaneous Bail Application No. 9111/2026
CNR: RJHC010651002026
URN: CRLMB / 19761U / 2026

Firoz Pathan S/o Abdul Hameed Pathan, Aged About 35 Years,
Resident Of Bhawani Nagar, Police Station Bhimganj, Bhilwara.
(Presently Lodged In Bhilwara Jail)

-----Petitioner

Versus

State Of Rajasthan, Through Pp

-----Respondent

For Petitioner(s)	:	Mr. Gaurav Singh
For Respondent(s)	:	Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

14/07/2026

1. This application for bail has been filed by the petitioner 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	148/2026
2.	Date of lodging FIR	29.06.2026
3.	Concerned Police Station	Badliyas
4.	District	Bhilwara
5.	Offences alleged in the FIR	Sections 3 and 4 of Rajasthan Publi Gambling Ordinance, 1949 and Section 112(2) of BNS, 2023
6.	Offences added, if any	-

2. Learned counsel for the petitioner submits that the petitioner has been falsely implicated in the case and false allegations have

been levelled against him. He submits that offence alleged against the present petitioner is triable by Magistrate. The petitioner is in judicial custody since 29.06.2026 and the trial will take sufficiently long time, therefore, he deserves to be enlarged on bail.

3. Learned Public Prosecutor vehemently opposes this bail application and submits that petitioner is having criminal antecedents, therefore he is not entitled to be enlarged on bail.

4. Heard learned counsel for the petitioner and learned Public Prosecutor and perused the material available on record.

5. Having considered the rival submissions, facts and circumstances of this case so also the fact that the offence alleged against the present petitioner is triable by magistrate and the previous cases registered against the petitioner are of the year 2011, 2013 and 2018, in the considered opinion of this Court, no fruitful purpose would be served by keeping the petitioner 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 petitioner deserves to be accepted.

6. Accordingly, the bail application filed under Section 483 of BNSS is allowed. It is ordered that petitioner- **Firoz Pathan S/o Abdul Hameed Pathan**, shall be released on bail in connection with the aforesaid FIR; provided he executes personal bond in the sum of Rs.50,000/- with two sound and solvent sureties of Rs.25,000/- each to the satisfaction of learned trial Court for his

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