

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
AT JODHPUR

S.B. Criminal Miscellaneous Bail Application No. 9156/2026
CNR: RJHC010652872026 | URN: CRLMB / 19859U / 2026

Prakash S/o Kishan Lal, Aged About 24 Years, Resident Of
Krishnapura, Gali No.11, Police Station Bhupalpura, District
Udaipur. (At Present Lodged In Central Jail Udaipur)

-----Petitioner

Versus

State Of Rajasthan, Through The Public Prosecutor

-----Respondent

For Petitioner(s) : Mr. Deepak Menaria with
Mr. Vivek Agarwal
For Respondent(s) : Mr. Urja Ram Kalbi, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

04/08/2026

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	91/2026
2.	Date of lodging FIR	04.05.2026
3.	Concerned Police Station	Bhupalpura
4.	District	Udaipur
5.	Offences alleged in the FIR	Sections 126(2), 115(2) and 3(5) of the BNS, 2023
6.	Offences added, if any	Sections 109 and 118(1) of BNS, 2023

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 further submits that the injury

sustained by the injured is simple in nature. Learned counsel contends that the principal allegation of causing an injury by sharp-edged weapon is levelled against the co-accused Sachin, from whom the alleged weapon of offence, i.e., a sharp-edged knife, has already been recovered. He further submits that no recovery has been effected from the present petitioner.

2.1 The petitioner is in judicial custody since 08.05.2026 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.

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 and after perusing the charge-sheet so also considering the fact that the principal allegation of inflicting an injury by sharp-edged weapon has been levelled against the co-accused Sachin, from whom the alleged weapon of offence has already been recovered and no recovery has been effected from the present petitioner; injury is reported to be simple in nature; and that the prosecution has not expressed any apprehension qua the petitioner fleeing away from justice, in case he is enlarged on bail, 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- **Prakash S/o Kishan Lal** 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