

RAJASTHAN HIGH COURT

सत्यमेव जयते

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

S.B. Criminal Miscellaneous Bail Application No. 9153/2026
CNR: RJHC010653642026 | URN: CRLMB / 19856U / 2026

Liyakat Mev S/o Shri Shaukat Mev @ Gabbu Khan, Aged About 42 Years, R/o Udaipur Road, Shekhawat Circle Nimbaheda, at Present Mahesh Nagar, Nimbaheda, District Chittorgarh. (Presently Lodged In Sub Jail- Nimbaheda)

-----Petitioner

Versus

State Of Rajasthan, Through PP

-----Respondent

For Petitioner(s) : Mr. Rakesh Arora
For Respondent(s) : Mr. Lalit Kishor Sen, PP

HON'BLE MR. JUSTICE SUNIL BENIWAL

Order

23/07/2026

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	301/2026
2.	Date of lodging FIR	18.06.2026
3.	Concerned Police Station	Nimbahera
4.	District	Chittorgarh
5.	Offences alleged in the FIR	Sections 125, 287, 324(4) and 324(5) of BNS, 2023
6.	Offences added, if any	Section 326(g) of BNS, 2023 and Section 3, 4 of Prevention of Damage to Public Property Act, 1984

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 the allegation against the present petitioner is that he negligently disposed of the dry wood waste which resulted in fire and cause loss to the vegetable market. He also submits that petitioner never intended to cause such fire. As a matter of fact, petitioner was engaged under a contract for removal of the dry wood, bushes and shurbs near the mandi area. The petitioner is in judicial custody since 24.06.2026 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.

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 case diary so also considering the fact that prima facie, it appears that the petitioner never intended to cause any actual loss to the vegetable market and that the incident occurred solely due to negligence while executing the contract assigned to him 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- **Liyakat Mev S/o Shri Shaukat Mev @ Gabbu Khan**, 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