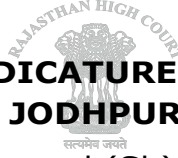




**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**



S.B. Criminal Appeal (Sb) No. 2027/2025

Sujal S/o Raj Bahadur, Aged About 21 Years, Ward No29, Near
Samta Bhawan Jorawarpura, Police Station Nokha Bikaner
(Presently Lodged In Central Jail Bikaner)

----Appellant

Versus

1. State Of Rajasthan, Through Pp
2. Madan Lal S/o Teja Ram, Ward No23, Mohanpura, Bikaner

----Respondents

Connected With

S.B. Criminal Appeal (Sb) No. 1901/2025

Pawan S/o Narayan Ram, Aged About 25 Years, Resident Of
Ward No11, Malani Bas, Palana, Police Station Deshnok, At
Present Mohanpura Bas, Nokha, Police Station Nokha, District
Bikaner (Raj)

(At Present Lodged In Central Jail Bikaner)

----Appellant

Versus

1. State Of Rajasthan, Through Pp
2. Madan Lal S/o Teja Ram, R/o Ward No 23, Mohanpura,
Nokha, District Bikaner (Rajasthan)

----Respondents

For Appellant(s)	:	Mr. Virendra Acharya Mr. Kuldeep Sharma
For Respondent(s)	:	Mr. Urja Ram Kalbi, P.P. with Mr. Ravindra Singh

HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA

Order

26/08/2025

As per report dated 29.07.2025 of the SHO Police Station
Nokha District Bikaner, service of notice upon respondent -
complainant is complete. The same is taken on record.



2. The instant appeals have been filed under Section 14-A(2) of SC/ST (Prevention of Atrocities) Act, on behalf of the appellants, who are in custody in connection with FIR No.208/2025, Police Station Nokha, District Bikaner, for the offences under Sections 74, 115(2), 124(2), 126(2), 324(4), 332(C), 333, 351(2), 190, 191(2), 191(3) of BNS and Sections 3(1)(r)(s), 3(2)(va), 3(1)(w) (i) of the SC/ST Act against the impugned orders dated 25.07.2025 and 26.06.2025 passed by the learned Special Judge, Scheduled Caste / Scheduled Tribe (Prevention of Atrocities) Cases and Additional Sessions Judge, District Bikaner whereby, the bail applications preferred under Section 483 of BNSS on behalf of the appellants were rejected.

3. Learned counsel for the appellants submits that accused-appellants have falsely been implicated in this case. It is further submitted that the injuries allegedly caused to the injured persons viz., Kuldeep, Jhankari, Durga and Kiran are simple in nature. It is also submitted that co-accused Abhishek has already been enlarged on bail by co-ordinate Bench of this Court vide order dated 20.05.2025. It is also submitted that accused-appellants are in judicial custody since long and the trial of the case will take long time. Lastly, learned counsel submits that learned Special Judge, Scheduled Caste / Scheduled Tribe (Prevention of Atrocities) Cases, Bikaner has grossly erred in law and facts as well in declining to release the appellants on bail. Therefore, it is prayed that the benefit of bail may be granted to the accused-appellants.

4. Learned Public Prosecutor has vehemently opposed the prayer for bail.



5. Having regard to the entirety of facts and circumstances as available on record and upon a consideration of the arguments advanced at the bar, this Court is of the opinion that the order rejecting the application for bail filed on behalf of the appellants, cannot be sustained and deserves to be set aside.

6. Consequently, the instant appeals are allowed. The impugned orders dated 25.07.2025 and 26.06.2025 passed by the learned Special Judge, Scheduled Caste / Scheduled Tribe (Prevention of Atrocities) Cases, Bikaner are set aside. It is ordered that the accused-appellants, **(1) Sujal S/o Raj Bahadur, and (2) Pawan S/o Narayan Ram** arrested in connection with **FIR No.208/2025, Police Station Nokha, District Bikaner**, shall be released on bail; provided each of them furnishes a personal bond of Rs.1,00,000/- and two surety bonds of Rs.50,000/- each to the satisfaction of the learned trial Court with the stipulation to appear before that Court on all dates of hearing and as and when called upon to do so.

(CHANDRA SHEKHAR SHARMA),J