

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

S.B. Criminal Miscellaneous 4th Bail Application No. 13180/2025
Mahendra S/o Shri Babu Lal, Aged About 36 Years, Resident Of
Bhawanda, P.s Bhawanda District Nagaur.. (At Present Lodged In
Distt. Jail, Nagaur)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

Connected With

S.B. Criminal Miscellaneous Bail Application No. 4777/2025
Mahipal S/o Ram Niwas, Aged About 33 Years, R/o Village
Bhawanda, P.s. Bhawanda, Dist. Nagaur (In Judicial Custody At
Dist. Jail, Nagaur)

----Petitioner

Versus

State Of Rajasthan, Through Pp

----Respondent

For Petitioner(s)	:	Mr. J.S. Choudhary, Sr. Adv. with Mr. Pradeep Choudhary Mr. Manoj Pareek
For Respondent(s)	:	Mr. Narendra Gehlot, PP Mr. Akshay Kumar Surana Mr. Tarun Dudia for complainant

HON'BLE MR. JUSTICE KULDEEP MATHUR
Order

25/02/2026

These applications for bail under Section 483 BNSS has been filed by the petitioners who have been arrested in connection with F.I.R. No.110/2021 registered at Police Station Bhawanda, District Nagaur, for the offences under Sections 147, 148, 149, 323, 342, 364, 302, 458 and 120-B of IPC.

The common allegation against the present petitioners is that, in a pre-determined manner and in furtherance of a common intention, they, along with co-accused Suresh, brutally assaulted the deceased, Sunil. It is alleged that they kidnapped him in a

Camper vehicle and thereafter threw him near Manakpura Chauraha in a grievously injured condition. Sunil subsequently succumbed to his injuries while undergoing treatment.

This Court notes that the earlier bail applications filed on behalf of the petitioners have already been rejected by detailed orders passed after due consideration of all the submissions advanced on their behalf, including the contention that certain co-accused persons had been enlarged on bail.

The present applications constitute the fourth set of bail applications and have been filed without demonstrating any substantial change in circumstances. In the considered opinion of this Court, the existence of a substantial change in circumstances is a *sine qua non* for entertaining a successive bail application. It is well settled that a subsequent bail application can be entertained only when there is a material change in the factual matrix, emergence of new evidence, or any other significant development. The mere fact that co-accused persons have been granted bail on different considerations does not *ipso facto* entitle the present petitioners to the same relief.

Having regard to the gravity and seriousness of the allegations levelled against the petitioners and the specific role attributed to them by the eye-witnesses to the incident, this Court is not inclined to enlarge the petitioners on bail.

Consequently, the present bail applications stand rejected.

(KULDEEP MATHUR),J