

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

S.B. Criminal Miscellaneous 2nd Bail Application No. 14642/2025

1. Mahendra S/o Shaitanram, Aged About 27 Years, R/o Baganada, Inana, P.S. Mundwa, District Nagaur (Raj.) (the Accused Is Presently Lodged In The Distt. Jail, Nagaur)
2. Harendra S/o Pannalal, Aged About 30 Years, R/o Atusar Bas, Tausar, P.S. Kotwali, District Nagaur (Raj.) (The Accused Is Presently Lodged In The Distt. Jail, Nagaur)
3. Arti Sharma Alias Puja W/o Vikas, Aged About 20 Years, D/o Jitendra, R/o Gangashahar Bazar, P.S. Gangashahar, District Bikaner (Raj.) (The Accused Is Presently Lodged In The District Jail, Nagaur)

----Petitioners

Versus

State Of Rajasthan, through P.P.

----Respondent

For Petitioner(s)	:	Mr. Mohit Sharma, through V.C.
For Respondent(s)	:	Mr. Urja Ram Kalbi, P.P. through V.C.

HON'BLE MR. JUSTICE RAVI CHIRANIA

Order

10/03/2026

1. The instant second bail application has been filed by the petitioners Mahendra S/o Shaitanram, Harendra S/o Pannalal and Arti Sharma alias Puja W/o Vikas under Section 483 B.N.S.S. against the bail rejection order dated 19.11.2025 passed by Additional Sessions Judge No.1, District Nagaur in connection with the FIR bearing No.316/2025 registered at Police Station Kotwali Nagaur, District Nagaur for the offences punishable under Sections 112, 126(2), 127(2), 308(2), 61(2) of B.N.S & Section 67-A of Information Technology (Amendment) Act, 2008.

2. After filing of this second bail application one of the petitioner Harendra S/o Pannalal filed a petition under Section 482 Cr.P.C. for quashing of the FIR on the basis of the compromise arrived at between the petitioner and the complainant. The Co-ordinate Bench vide its order dated 12.01.2026 passed in S.B. Criminal Miscellaneous Petition No.10579/2025, quashed the FIR qua the petitioner Harendra S/o Pannalal. Therefore, the present bail application in respect of Harendra has become infructuous.

3. Learned counsel for the petitioners submits that as far as the petitioners Mahendra and Arti are concerned, they are behind the bars since 28.09.2025 and 29.09.2025 respectively and Police after conducting the investigation has filed the charge-sheet and no recovery is required to be made. Learned counsel further submits that all the allegations as levelled against them are triable by Magistrate and they have no criminal antecedents of any nature in the past. In view thereof, learned counsel prayed that the petitioners be enlarged on bail.

4. Learned Public Prosecutor vehemently opposed the bail application.

5. This Court considered the fact that the complainant has entered into a compromise with one of the accused-petitioner, namely, Harendra and the Co-ordinate Bench of this Court has quashed the FIR in respect of the said person, on the basis of the compromise entered into between the parties. As far as the two petitioners, namely, Mahendra and Arti are concerned, they are behind the bars since 28.09.2025 and 29.09.2025 respectively. The Police has filed the charge-sheet and no further recovery is

required to be made from them and the trial will take sufficient long time.

7. In view of the above facts, this Court is inclined to exercise its power under Section 483 B.N.S.S. and deems it just and proper to enlarge the accused-petitioners on bail. Consequently, this second bail application is allowed.

8. Accordingly, the bail application filed under Section 483 B.N.S.S. is allowed and it is directed that accused-petitioners **Mahendra S/o Shaitanram & Arti Sharma @ Puja W/o Vikas** shall be released on bail, provided each of them execute a personal bond in a sum of Rs.1,00,000/- with two sound and solvent sureties of Rs.50,000/- to the satisfaction of learned Trial Court for their appearance before that Court on each and every date of hearing and whenever called upon to do so till the completion of the trial. The petitioners are further directed not to take an undue advantage of liberty or misuse liberty. It is made clear that the observation as made by this Court in the bail application will not affect the trial of the case.

9. In case the petitioners herein are found to be involved in any other offence of similar nature, or if it is informed by the complainant to the Investigating Officer that the video clips as prepared by the accused herein has been made viral, the learned Public Prosecutor shall file an application for cancellation of this bail.

(RAVI CHIRANIA),J